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BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO

AGENDA

DOCUMENTS DEPT.
JAN - 8 2007
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PUBLIC LIBRARY

Legislative Chamber - Second Floor
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689
Monday, January 8, 2007 12:00 PM

Special Inaugural Meeting

AARON PESKIN, PRESIDENT
MICHELA ALIOTO-PIER, TOM AMMIANO, CHRIS DALY,
BEVAN DUFTY, SEAN ELSBERND, ED JEW, SOPHIE MAXWELL,
JAKE McGOLDRICK, ROSS MIRKARIMI, GERARDO SANDOVAL

Gloria L. Young, Clerk of the Board

Agendas of the Board of Supervisors are available on the internet at www.ci.sf.ca.us/bdsupvrs

BOARD COMMITTEES

Committee Membership	Meeting Days
Budget and Finance Committee Supervisors Daly, Dufty, Peskin	Wednesday 1:00 PM
City and School District Select Committee Supervisors Ammiano, Maxwell, Commissioners Chin, Kelly, Wynns	2nd Monday (Bi-monthly) 4:00 PM
City Operations and Neighborhood Services Committee Supervisors McGoldrick, Dufty, Jew	1st and 3rd Monday 1:00 PM
Government Audit and Oversight Committee Supervisors Ammiano, Alioto-Pier, Peskin	2nd and 4th Monday 1:00 PM
Land Use and Economic Development Committee Supervisors Maxwell, Sandoval, McGoldrick	Wednesday 1:00 PM
Rules Committee Supervisors Mirkarimi, Elsbernd, Ammiano	Thursday 10:00 AM
Select Committee on Ending Gun and Gang Violence Supervisors Maxwell, Mirkarimi, Ammiano	1st and 3rd Monday 10:00 AM

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ROLL CALL

PLEDGE OF ALLEGIANCE

COMMUNICATIONS

(a) From Director of Elections, certifying the candidates for the office of Member of the Board of Supervisors who received a plurality of votes cast at the election held on November 7, 2006, who, therefore, have been declared elected to that office, namely:
Michela Alioto-Pier
Chris Daly
Bevan Dufty
Ed Jew
Sophie Maxwell

(b) From the Controller: Filing or renewing of official bonds for Members of the Board of Supervisors:
Michela Alioto-Pier
Chris Daly
Bevan Dufty
Ed Jew
Sophie Maxwell

OATH OF OFFICE

President Aaron Peskin introduces the Honorable David Ballati, Presiding Judge, San Francisco Superior Court.

ELECTION OF THE PRESIDENT OF THE BOARD

Election of the President of the Board: The Clerk of the Board
(a) Nominations
(b) Public Comment

President designates Members of the Board to escort him/her to the rostrum.

REMARKS FROM MAYOR

President introduces the Honorable Mayor Gavin Newsom and affords an opportunity for brief remarks.

REMARKS FROM BOARD MEMBERS

President introduces each Board Member and affords an opportunity for brief remarks and for introduction of family members in attendance.

REMARKS BY THE PRESIDENT OF THE BOARD

Remarks by the President of the Board.

ADJOURNMENT

BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO

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Tuesday, January 9, 2007 2:00 PM

Regular Meeting

AARON PESKIN, PRESIDENT
MICHELA ALIOTO-PIER, TOM AMMIANO, CHRIS DALY,
BEVAN DUFTY, SEAN ELSBERND, ED JEW, SOPHIE MAXWELL,
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ROLL CALL AND PLEDGE OF ALLEGIANCE

APPROVAL OF MEETING MINUTES

Motion to approve Board Meeting Minutes for November 21, 2006, December 5, 2006 and December 12, 2006

AGENDA CHANGES

COMMUNICATIONS

Note: Each item on the Consent or Regular agenda may include the following documents:
1) Legislation
2) Budget Analyst report
3) Legislative Analyst report
4) Department or Agency cover letter and/or report
5) Public correspondence
These items will be available for review at City Hall, Room 244, Reception Desk.

CONSENT AGENDA

All matters listed hereunder constitute a Consent Agenda, are considered to be routine by the Board of Supervisors and will be acted upon by a single roll call vote of the Board. There will be no separate discussion of these items unless a member of the Board so requests, in which event the matter shall be removed from the Consent Agenda and considered as a separate item.

Items 1 through 10

Recommendation of the Budget and Finance Committee

Present: Supervisors Daly, Dufty, Peskin

1. 061584 **[Defining material collected for recycling to be solid waste under prevailing wage/displaced worker ordinance pertaining to City Contracts for hauling of solid waste.]**
Supervisors Peskin, Daly, Dufty, Mirkarimi, Ammiano
Ordinance amending Administrative Code Section 21.25-5 - requiring payment of prevailing wages to workers engaged in the hauling of solid waste generated by the City in the course of City operations, and retention of such workers upon a change in contractor - to include material collected for recycling in the definition of solid waste.

12/12/2006, PASSED ON FIRST READING. Supervisor Ammiano requested to be added as a co-sponsor.
Question: Shall this Ordinance be FINALLY PASSED?

Recommendations of the City Operations and Neighborhood Services Committee

Present: Supervisors McGoldrick, Dufty, Jew

2. 061469 **[Accept-Expend Federal Grant - Spousal Abuser Prosecution Program]**
Resolution authorizing the Department of the District Attorney of the City and County of San Francisco to retroactively accept and expend a grant in the amount of $95,030 through the California Department of Justice for a program entitled "Spousal Abuser Prosecution Program" for fiscal year 2006/2007.
(District Attorney)

Question: Shall this Resolution be ADOPTED?

3. 061528 **[Accept-Expend Federal Grant - Disability and Healthcare Insurance Fraud Program]**
Supervisor Elsbernd
Resolution authorizing the Department of the District Attorney of the City and County of San Francisco to retroactively accept and expend a grant in the amount of $100,000 through the California Department of Insurance for a program entitled "Disability and Healthcare Insurance Fraud Program" for fiscal year 2006/2007.

Question: Shall this Resolution be ADOPTED?

4. 061620 **[Reprogramming of $128,157 from SFGH's equipment budget to purchase a third van for the Mobile Methadone Program]**
Supervisor Dufty
Resolution authorizing the San Francisco Department of Public Health (DPH), to reprogram $128,157 in funding approved in the budget for San Francisco General Hospital (SFGH) for medical chairs, tables and information technology, to purchase instead, a large RV-size vehicle (Van) for the DPH Mobile Methadone Program in FY 2006-07.
(Public Health Department)

Question: Shall this Resolution be ADOPTED?

5. 061642 **[Accept-Expend Funds - Cold Case Program]**
Supervisor Elsbernd
Resolution authorizing the Department of the District Attorney of the City and County of San Francisco to retroactively accept and expend a grant in the amount of $394,891 from the Department of Justice, Office of Justice Programs, for a program entitled "Cold Case Program," for the period October 1, 2005 to September 30, 2007.

Question: Shall this Resolution be ADOPTED?

6. 061670 **[Gift - Private - Department of Public Health, Laguna Honda Hospital & Rehabilitation Center]**
Supervisor Elsbernd
Resolution authorizing the Department of Public Health, Laguna Honda Hospital & Rehabilitation Center to accept a gift of van valued in the amount of $39,889.16 from the Laguna Honda Hospital Volunteers Inc., for use in the transportation of LHH residents off campus.
(Public Health Department)

Question: Shall this Resolution be ADOPTED?

Recommendations of the Rules Committee

Present: Supervisors Mirkarimi, Elsbernd, Ammiano

7. 061611 **[Extending term of Back Streets Business Advisory Board]**
Supervisor Maxwell
Ordinance extending for an additional nine months the term of the Back Streets Business Advisory Board.

12/12/2006 PASSED ON FIRST READING

Question: Shall this Ordinance be FINALLY PASSED?

8. 061677 **[Appointment - Shelter Monitoring Committee]**
Resolution appointing Maxine Pauson, Elizabeth Olsen, Diana Valentine, Kim Clark and Damian Ochoa, terms ending November 23, 2008, to the Shelter Monitoring Committee.
Maxine Pauson, succeeding herself, term expired, seat 1, must be homeless or formerly homeless, for the unexpired portion of a two-year term ending November 23, 2008.

Elizabeth Olsen, succeeding herself, term expired, seat 2, must be homeless or formerly homeless, for the unexpired portion of a two-year term ending November 23, 2008.

Diana Valentine, succeeding herself, term expired, seat 3, must have experience providing direct services to the homeless through a community setting, for the unexpired portion of a two-year term ending November 23, 2008.

Kim Clark, succeeding Bianca Henry, term expired, seat 4, must be selected from a list of candidates that are nominated by non-profit agencies that provide advocacy or organizing services to homeless people and be homeless or formerly homeless, for the unexpired portion of a two-year term ending November 23, 2008.

Damian Ochoa, succeeding himself, term expired, seat 6, must be selected from a list of candidates that are nominated by non-profit agencies that provide advocacy or organizing services to homeless people and be homeless or formerly homeless, for the unexpired portion of a two-year term ending November 23, 2008.

Question: Shall this Resolution be ADOPTED?

9. 061678 **[Appointment - Developmental Disabilities Area Board V]**
Resolution appointing Donna Adkins, term ending December 31, 2007, to Developmental Disabilities Area Board V.
Donna Adkins, succeeding Jennifer Walsh, resigned, seat 2, must have a demonstrated interest and leadership in human services, for the unexpired portion of a three-year term ending December 31, 2007.

Question: Shall this Resolution be ADOPTED?

Present: Supervisors Mirkarimi, Ammiano

10. 061590 [Appointment - SRO Task Force]

Resolution appointing Suresh Patel, Dipak Patel, Seth Katzman, Christina Olague and Wai Ching Kwan to the SRO Task Force, terms ending December 31, 2009, residency requirement waived.

Suresh Patel, new appointment, seat 2, must be a private SRO owner/operator, for a three-year term ending December 31, 2009.
Dipak Patel, new appointment, seat 3, must be a private SRO owner/operator, for a three-year term ending December 31, 2009.
Seth Katzman, new appointment, seat 4, must be a non-profit SRO owner/operator, for a three-year term ending December 31, 2009.
Christina Olague, new appointment, seat 5, must be a representative of the Mission SRO Collaborative, for a three-year term ending December 31, 2009.
Wai Ching Kwan, new appointment, seat 7, must be a representative of the Chinatown SRO Collaborative, for a three-year term ending December 31, 2009.

Question: Shall this Resolution be ADOPTED?

*Questions on the Consent Agenda are on final passage, first reading, or adoption, as indicated:*_____

REGULAR AGENDA

UNFINISHED BUSINESS

Vetoed by the Mayor

Consideration of Mayor's Veto
Consideration to override veto pursuant to Charter Section 2.106 of Ordinance to establish a one-year pilot program requiring foot patrols in crime-impacted areas within the boundaries of Northern, Park, Tenderloin, Mission, Ingleside, Taraval, Southern, Bayview, Central and Richmond Police District Stations, and require reporting and review on the effectiveness of the foot patrols.

11. 061453 **[Police Foot Patrols]**

Supervisors Mirkarimi, Daly, Ammiano, Maxwell, Sandoval

Ordinance adopting Section 10A.1 of the San Francisco Administrative Code to establish a one-year pilot program requiring foot patrols in crime-impacted areas within the boundaries of Northern, Park, Tenderloin, Mission, Ingleside, Taraval, Southern, Bayview, Central and Richmond Police District Stations, and require reporting and review on the effectiveness of the foot patrols.

NOTE: This action requires a two-thirds vote. The Board may not amend the ordinance and may only vote in favor or in opposition to the veto override.
The Board of Supervisors must act on the veto override within 30 days of the date of the veto. The Mayor vetoed the ordinance on December 15, 2006. Therefore, the Board will loose the ability to override the veto unless it votes on the veto override on or before January 14, 2007.

10/17/2006, AMENDED. Amended to add language to include the addition of Central and Richmond District Police Stations.

10/17/2006, REFERRED to Select Committee on Ending Gun and Gang Violence Referred as amended.

11/21/2006, PASSED ON FIRST READING.

12/5/2006, FINALLY PASSED

Action:_____

From the Clerk

12. 061096 **[Adopting findings related to affirming the categorical exemption issued for the 538 Laidley Street project]**

Motion adopting findings related to affirming the determination by the Planning Department that the project at 538 Laidley Street is categorically exempt from environmental review under the California Environmental Quality Act ("CEQA").

12/22/2006, REFERRED to Board of Supervisors.

Question: Shall this Motion be APPROVED?

Recommendations of the Budget and Finance Committee

Present: Supervisors Daly, Dufty, Peskin

13. 061478 **[Appropriating $2,006,473 for Violence Prevention Programming in the Juvenile Probation Department and the Department of Children, Youth and Their Families for Fiscal Year 2006-2007]**

Supervisor Daly

Ordinance appropriating $1,000,000 from the Children's Fund, $779,370 of General Fund Reserve and $227,103 in Juvenile Probation Title IV-E (Foster Care) funds for violence prevention programs, including $423,021 in the Juvenile Probation Department for six additional Deputy Probation Officers and two Juvenile Counselors, and $1,583,452 in the Department of Children, Youth and Their Families for violence prevention contracts for Fiscal Year 2006-2007.

12/12/2006, PASSED ON FIRST READING, Supervisor Daly requested to be added as sponsor.

Question: Shall this Ordinance be FINALLY PASSED?

14. 061497 **[Public Employment - Department of Elections]**

Supervisor Sandoval

Ordinance amending Ordinance No. 203-06 (Annual Salary Ordinance FY 2006-2007) to reflect the addition of a 9770, Community Development Assistant, and a 9772, Community Development Specialist in the Department of Elections, REG.

12/12/2006, PASSED ON FIRST READING

Question: Shall this Ordinance be FINALLY PASSED?

Recommendations of the Land Use and Economic Development Committee

Present: Supervisors Maxwell, McGoldrick

15. 061519 **[Condominium conversion lottery extension to 2008]**

Supervisor McGoldrick

Ordinance amending Subdivision Code Section 1396 to extend the annual 200-unit condominium conversion lottery until 2008; repealing Section 1396.1 to delete condominium conversion lottery provisions that are void by their own terms; adding Section 1396.1 to reenact the condominium conversion lottery process from 2005 and to establish provisions concerning the standby list selection process; and making environmental findings.
(Public Works Department)

12/12/2006, PASSED ON FIRST READING

Question: Shall this Ordinance be FINALLY PASSED?

16. 061538 **[Exemption of housing for victims of domestic violence from compliance with the Uniform Visitor Policy for Residential Hotels]**

Supervisor Peskin

Ordinance amending Section 41D.1 those of the San Francisco Administrative Code to exempt from the requirements of Chapter 41D residential hotels that are operated by non-profit agencies to provide housing and supportive services to victims of domestic violence.

12/12/2006, AMENDED Amended on page 1, line 18, after "survivor" by inserting "domestic".

12/12/2006, PASSED ON FIRST READING AS AMENDED.

Question: Shall this Ordinance be FINALLY PASSED?

17. 061342 **[Establishing City and County of San Francisco Policy for the Eastern Neighborhoods Rezoning and Community Plans Area]**

Supervisors Maxwell, Ammiano, Peskin, McGoldrick

Resolution establishing City and County of San Francisco policy for the Eastern Neighborhoods Rezoning and Community Plans Area.

12/12/2006, CONTINUED Continued to January 9, 2007

Question: Shall this Resolution be ADOPTED?

Recommendation of the Rules Committee

Present: Supervisors Mirkarimi, Ammiano

18. 061545 **[Settlement of Lawsuit - Peter P. Naughton and Bernadette A. Naughton as Trustees of the 2004 Peter P. Naughton and Bernadette A. Naughton Revocable Trust v. CCSF, et al.]**

Ordinance approving settlement of litigation brought by Peter P. Naughton and Bernadette A. Naughton as Trustees of the 2004 Peter P. Naughton and Bernadette A. Naughton Revocable Trust to quiet title as to the City and County of San Francisco in certain utility easements, in the action entitled Peter P. Naughton and Bernadette A. Naughton as Trustees of the 2004 Peter P. Naughton and Bernadette A. Naughton Revocable Trust v. City and County of San Francisco, et al. (San Francisco Superior Court No. CGC-05-440100, filed April 5, 2005), for a total value of $136,000.00.
(Real Estate Department)

12/12/2006, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

NEW BUSINESS

Recommendations of the Budget and Finance Committee

Present: Supervisors Daly, Dufty, Peskin

19. 061586 [Accept-Expend Federal Pass Through Grant - Department of Emergency Management, Emergency Services Division]
Mayor
Resolution authorizing the Department of Emergency Management, Emergency Services Division, to accept and expend a Federal pass through grant in the amount of $776,000 from the Governor's Office of Homeland Security for the Buffer Zone Protection Program.

Question: Shall this Resolution be ADOPTED?

20. 061640 [2007-2010 Children Services Allocation Plan]
Mayor
Resolution approving the Children Services Allocation Plan for the Children's Fund in accordance with Section 16.108 of the San Francisco Charter.
(Mayor)

Question: Shall this Resolution be ADOPTED?

Recommendations of the City Operations and Neighborhood Services Committee

Present: Supervisors McGoldrick, Dufty, Jew

21. 061683 [Amending the Open Video System Franchise Granted to RCN Telecom Services, Inc.]
Mayor
Ordinance amending the Open Video System Franchise Granted to RCN Telecom Services, Inc. in Ordinance No. 210-04 as a condition of the transfer of the franchise to Astound Broadband, LLC by amending Sections 1, 34, 46, and 92.

Question: Shall this Ordinance be PASSED ON FIRST READING?

22. 061684 [Transfer of Open Video System Franchise]
Mayor
Resolution approving with certain conditions the transfer to Astound Broadband, LLC, of the open video system franchise granted to RCN Telecom Services, Inc.

Question: Shall this Resolution be ADOPTED?

23. 061530 **[Landmark Designation nomination for tree located at 733 27th Avenue]**
Supervisor McGoldrick
Resolution of intent initiating the nomination of the Holly Tree (Ilex Aquifolium) located at 733 27th Avenue (Assessor's Block 1617, Lot 005) for landmark tree status pursuant to Public Works Code Section 810(b), acknowledging the temporary designation of such tree pursuant to Public Works Section 810(d), and authorizing other official acts in furtherance of the Resolution.

Question: Shall this Resolution be ADOPTED?

24. 061693 **[Landmark Designation nomination for tree located at 730 28th Avenue]**
Supervisor McGoldrick
Resolution of intent initiating the nomination of the California Buckeye located at 730 28th Avenue (Assessor's Block 1617 Lot 030) for landmark tree status pursuant to Public Works Code Section 810(b), acknowledging the temporary designation of such tree pursuant to Public Works Section 810(d), and authorizing other official acts in furtherance of the Resolution.

Question: Shall this Resolution be ADOPTED?

Recommendations of the Rules Committee

Present: Supervisors Mirkarimi, Elsbernd, Ammiano

25. 061211 **[Post-Disaster Safety Assessment Placards]**
Mayor
Ordinance amending the San Francisco Building Code by adding Section 102.21 to require official placards to be used to warn of unsafe building occupancies following disasters; and adopting findings.

Question: Shall this Ordinance be PASSED ON FIRST READING?

26. 061114 **[Amending the Board's Rules to include an item on the calendar once a month for the Mayor to appear in person before the Board and engage in formal policy discussions with members of the Board]**
Supervisor Peskin
Motion adding Rule 3.9.1 to the Board of Supervisors' Rules of Order, to include an item on the Board's calendar once a month for the Mayor to appear in person before the Board and engage in formal policy discussions with members of the Board.

Question: Shall this Motion be APPROVED?

SPECIAL ORDER 3:00 P.M.

27. 061417 [Hearing -Tentative Parcel Map, 455 Buena Vista East]

Hearing of persons interested in or objecting to the decision of the Department of Public Works dated October 3, 2006, approving a proposed Tentative Parcel Map to create a 2-Lot Subdivision project located at 455 Buena Vista Avenue, Lot 270 in Assessor's Block 2607. (Appellant: Peter Yedidia). (Filed October 13, 2006; companion measure to Files 061487, 061488, 061489; District 8.)

11/7/2006, CONTINUED. Continued to December 12, 2006.

12/12/2006, CONTINUED. Continued to January 9, 2007

Action:_____

Pursuant to Government Code Section 65009, the following notice is hereby given: if you challenge, in court the Tentative Parcel Map described above, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the Board of Supervisors at, or prior to, the public hearing.

(Only one of the following two motions should be adopted.)

28. 061487 [Approving decision of the Director of Public Works and approving the Tentative Parcel Map for 455 Buena Vista East]

Motion approving decision of the Director of Public Works and approving the Tentative Parcel Map for a 2-lot subdivision project at 455 Buena Vista East, Lot 270 in Assessor's Block 2607, and making environmental and General Plan findings.

11/7/2006, CONTINUED. Continued to December 12, 2006.

12/12/2006, CONTINUED. Continued to January 9, 2007

Question: Shall this Motion be APPROVED?

29. 061488 [Disapproving decision of the Director of Public Works and disapproving the Tentative Parcel Map for 455 Buena Vista East]

Motion disapproving decision of the Director of Public Works and disapproving the Tentative Parcel Map for a 2-lot subdivision project at 455 Buena Vista East, Lot 270 in Assessor's Block 2607, and making environmental and General Plan findings.

11/7/2006, CONTINUED. Continued to December 12, 2006.

12/12/2006, CONTINUED. Continued to January 9, 2007

Question: Shall this Motion be APPROVED?

30. 061489 **[Preparation of findings related to the Tentative Parcel Map appeal for 455 Buena Vista East]**
Motion directing the Clerk of the Board to prepare findings relating to the Board of Supervisors' decision concerning a Tentative Parcel Map for a 2-lot subdivision project at 455 Buena Vista East, Lot 270 in Assessor's Block 2607, and making environmental and General Plan findings.

11/7/2006, CONTINUED. Continued to December 12, 2006.
12/12/2006, CONTINUED. Continued to January 9, 2007.
Question: Shall this Motion be APPROVED?

SPECIAL ORDER 3:00 P.M.

Board of Supervisors Sitting as a Committee of the Whole

31. 061379 **[Hearing - Acquisition of Property By Eminent Domain-Islais Creek MUNI Maintenance Facility]**
Hearing of persons interested in or objecting to proposed resolution authorizing the acquisition of 2.8 acres of property adjacent to City property at Indiana and Cesar Chavez Streets, consisting of portions of Assessor's Lots 2, 2A and 13 in Block 4349 and a portion of Assessor's Lot 3 in Block 4382, in the City and County of San Francisco, for construction of the Municipal Railway's new Islais Creek Motor Coach Operations and Maintenance Facility; adopting environmental findings under the California Environmental Quality Act ("CEQA"), CEQA Guidelines, and Administrative Code Chapter 31, and adopting findings under the General Plan and City Planning Code Section 101.1.

12/5/2006, CONTINUED. Continued to January 9, 2007 at 3:00 p.m.
Action:_____

Committee of the Whole Adjourn and Report Without Recommendation

32. 061377 **[To acquire property by Eminent Domain-Islais Creek MUNI Maintenance Facility]**
Supervisor Maxwell
Resolution authorizing acquisition of 2.8 acres of property adjacent to City property at Indiana and Cesar Chavez Streets, consisting of portions of Assessor's Lots 2, 2A and 13 in Block 4349 and a portion of Assessor's Lot 3 in Block 4382, in the City and County of San Francisco, for construction of the Municipal Railway's new Islais Creek Motor Coach Operations and Maintenance Facility; adopting environmental findings under the California Environmental Quality Act ("CEQA"), CEQA Guidelines, and Administrative Code Chapter 31, and adopting findings under the General Plan and City Planning Code Section 101.1.
(Fiscal impact.)

11/14/2006, SUBSTITUTED. Supervisor Maxwell submitted a substitute resolution bearing the same title.
12/5/2006, CONTINUED. Continued to January 9, 2007 at 3:00 p.m.
Question: Shall this Resolution be ADOPTED?

SPECIAL ORDER 3:00 P.M.

Board of Supervisors Sitting as a Committee of the Whole

(Pending approval of File 061690.)

33. **061706** **[Mayor's Appointment, Taxi Commission - Patricia Breslin]**
Hearing to consider the Mayor's appointment of Patricia Breslin to the Taxi Commission.

Action:_____

Committee of the Whole Adjourn and Report Without Recommendation

(Only one of the following two motions should be adopted.)

34. **061707** **[Mayor's Appointment, Taxi Commission - Patricia Breslin]**
Motion approving the Mayor's appointment of Patricia Breslin to the Taxi Commission, term ending March 1, 2007.
(Clerk of the Board)

Question: Shall this Motion be APPROVED?

35. **061708** **[Mayor's Appointment, Taxi Commission - Patricia Breslin]**
Motion rejecting the Mayor's appointment of Patricia Breslin to the Taxi Commission, term ending March 1, 2007.
(Clerk of the Board)

Question: Shall this Motion be APPROVED?

SPECIAL ORDER 3:30 P.M - Recognition of Commendations

SPECIAL ORDER 4:00 P.M.

APPEAL PROCEDURES
Board Rule 4.29 provides that public hearings on appeals shall be scheduled for 4pm. If more than one public hearing is scheduled, then the Clerk, in consultation with the President, may determine the order in which the appeals will be scheduled. Second and later appeals may be scheduled at specified times later than 4 pm. An appeal shall not be heard prior to its scheduled time on the calendar, and it may not be called until the Board's consideration of appeals scheduled earlier on the calendar is completed. It is the policy of the Clerk of the Board to schedule multiple appeals in the following order at 4pm:

1. *Appeals where all parties have agreed to request a continuance or a tabling of the appeal.*
2. *Continued appeals from previous Board meetings (continued appeals will be listed in order of those closest to deadlines for Board decision).*
3. *Appeals appearing on the calendar for the first time, in chronological order of receipt by the Clerk.*
4. *Multiple appeals appearing on the calendar may be staggered at times specific, beginning at 4pm.*
5. *Appeals involving participants who have ADA considerations may be set for specific times beginning at 4pm.*

36. 061396 **[Public Hearing - Appeal of Categorical Exemption from Environmental Review for 3300 Clay Street]**

Hearing of persons interested in or objecting to the decision of the Planning Department dated April 26, 2006, granting a Categorical Exemption from the California Environmental Quality Act (Building Permit Application No. 2006.02.27.5519) the proposed project at 3300 Clay Street, Lot 003 in Assessor's Block 0997. The proposal to remodel the ground floor, excavate and install a six-car garage and install a new opening in the side of the building for access to the garage. (Appellant: Douglas D. Cain)

(Filed October 13, 2006; companion measure to Files 061397, 061398, 061399, District 2.)

11/21/2006, CONTINUED. Continued to January 9, 2007.

Action:_____

Pursuant to Government Code Section 65009, the following notice is hereby given: if you challenge, in court, the categorical exemption from environmental review described above, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the Board of Supervisors at, or prior to, the public hearing.

(Only one of the following two motions should be adopted.)

37. 061397 **[Affirming the categorical exemption issued for 3300 Clay Street project]**

Motion affirming the determination by the Planning Department that the 3300 Clay Street project is categorically exempt from environmental review under the California Environmental Quality Act.

11/21/2006, CONTINUED. Continued to January 9, 2007.

Question: Shall this Motion be APPROVED?

38. **061398** **[Disapproving the categorical exemption issued for 3300 Clay Street project]**
Motion disapproving the determination by the Planning Department that the 3300 Clay Street project is categorically exempt from environmental review under the California Environmental Quality Act

11/21/2006, CONTINUED Continued to January 9, 2007

Question: Shall this Motion be APPROVED?

39. **061399** **[Preparation of findings related to the 3300 Clay Street project]**
Motion directing the Clerk of the Board to prepare findings related to the appeal of the determination by the Planning Department that the project at 3300 Clay Street is exempt from environmental review under the California Environmental Quality Act.

11/21/2006, CONTINUED. Continued to January 9, 2007.

Question: Shall this Motion be APPROVED?

40. ROLL CALL FOR INTRODUCTIONS

Roll call for introduction of ordinances, resolutions, charter amendments, requests for hearings, letters of inquiry, letters of request to the City Attorney and Board Members' reports on their regional body activities.

41. PUBLIC COMMENT

An opportunity for members of the public to directly address the Board on items of interest to the public that are within the subject matter jurisdiction of the Board, including items being considered today which have not been considered by a Board committee and excluding items which have been considered by a Board committee. Members of the public may address the Board for up to three minutes. Each member of the public will be allotted the same number of minutes to speak, except that public speakers using translation assistance will be allowed to testify for twice the amount of the public testimony time limit. If simultaneous translation services are used, speakers will be governed by the public testimony time limit applied to speakers not requesting translation assistance. The President or the Board may limit the total testimony to 30 minutes.
Members of the public who want a document placed on the overhead for display should clearly state such and subsequently remove the document when they want the screen to return to live coverage of the meeting.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures are introduced for adoption without committee reference. A unanimous vote is required for adoption of a resolution today. Any Supervisor may require any resolution to go to committee.

Items 42 through 48

42. **061690** **[Committee of the Whole January 9, 2007 at 3:00 p.m. - Consideratioon of Mayor's Appointment of Patricia Breslin to the Taxi Commission]**
Motion directing the Board of Supervisors to sit as a Committee of the Whole on Tuesday, January 9, 2007 at 3:00 p.m. to consider Mayor's appointment of Patricia Breslin to the Taxi Commission.

12/20/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

43. 061698 **[Modifying provisions of resolution 10,435]**

Supervisor Elsbernd

Resolution urging the San Francisco Public Utilities Commission to work with the San Francisco Recreation and Parks Commission to modify provisions of resolution 10,435.

12/12/2006. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

44. 061699 **[Urging the Recreation and Park Department to install a new bathroom at Alamo Square Park]**

Supervisor Mirkarimi

Resolution urging the Recreation and Parks Department to install a new bathroom at Alamo Square Park.

12/12/2006. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING

Question: Shall this Resolution be ADOPTED?

45. 061701 **[Accept-Expend Foundation Grant - Department of the Environment]**

Supervisor Mirkarimi

Resolution authorizing the Department of the Environment to accept and expend a grant in the amount of $50,000 from the Aryshire Foundation to redesign the San Francisco EcoCenter at 11 Grove Street to make it an interactive space that educates and informs residents about Climate Change and its potential effects on the City and County of San Francisco and provides information on solutions to the challenge of Climate Change.

12/12/2006. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING

Question: Shall this Resolution be ADOPTED?

46. 061702 **[Accept and Expend State Grant - Department of the Environment]**

Supervisor Mirkarimi

Resolution authorizing the Department of the Environment to accept and expend a grant in the amount of $49,980.00 from the California Integrated Waste Management Board for the purpose of increasing the Re-Use of Construction and Demolition materials in the City and County of San Francisco.

12/12/2006. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING

Question: Shall this Resolution be ADOPTED?

47. 061703 **[Expressing concern about the decline in minority enrollment over the last decade at University of California campuses and urging the UC Regents to take proactive steps to increase diversity]**

Supervisor Sandoval

Resolution expressing concern about the decline in minority enrollment over the last decade at University of California campuses and urging the UC Regents to take proactive steps to increase diversity.

12/12/2006. REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

48. **061710** **[Final Map - 1905 - 1911 Mission Street]**

Motion approving Final Map 3884, a 25 Unit Mixed- Use Condominium Project, located at 1905 1911 Mission Street being a subdivision of Lot 27 - 30 in Assessors Block No. 3553 and adopting findings pursuant to the General Plan and City Planning Code Section 101.1.
(Public Works Department)

12/11/2006, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING

Question: Shall this Motion be APPROVED?

*Questions on the For Adoption Without Committee Reference Agenda:*_____

49. IMPERATIVE AGENDA

Resolution(s), if any, to be adopted within limits imposed by the Sunshine Ordinance and the Ralph M. Brown Act, introduced today, not on the printed agenda. For such resolutions to be considered, the Board must first adopt the Serious Injury Finding or the Purely Commendatory Finding and the Brown Act Finding. Each motion requires 8 votes or a unanimous 6 or 7. A unanimous vote is required for the resolution(s).

[Serious Injury Finding]
Motion that the Board find that for the resolution(s) being considered at this time "the need to take action is so imperative as to threaten serious injury to the public interest if action is deferred to a later meeting."

[Purely Commendatory Finding]
Motion that the Board find that the resolution(s) being considered at this time are purely commendatory.

[Brown Act Finding]
Motion that the Board find by roll call vote that for the resolutions being considered at this time there is a need to take immediate action and the need to take action came to the attention of the City and County of San Francisco after the agenda was posted.

OFF-AGENDA LEGISLATION

PROPOSED ORDINANCES

Proposed ordinances received from December 5, 2006 to December 29, 2006, for reference by President to appropriate committee on January 9, 2007.

061663 **[Public Works - Encroachment under Halleck Street between Battery and Front Streets]**
Ordinance granting revocable permission pursuant to Public Works Code Section 786 to Steven M. David to occupy a portion of the public right-of-way to install an underground encroachment under Halleck Street between Battery and Front Streets to provide electrical service to 212 California Street (Assessor's Block 0237, Lot 007) conditioned upon the payment of an annual assessment fee as set forth in Public Works Code Section 2.1.1(h)(iii) for underground vaults and making environmental findings and findings of consistency with the General Plan and the priority policies of Planning Code Section 101.1.
(Public Works Department)

12/06/2006, RECEIVED AND ASSIGNED to Land Use and Economic Development Committee

061666 **[Settlement of Lawsuit - Omari McGee]**
Ordinance authorizing settlement of the lawsuit filed by Omari McGee against the City and County of San Francisco for $75,000.00; the lawsuit was filed on March 10, 2006 in United States District Court, Case No. C06-1621 CRB; entitled Omari McGee v. City and County of San Francisco, et al.
(City Attorney)

12/14/2006, RECEIVED AND ASSIGNED to Rules Committee

061667 **[Settlement of Lawsuit - John Curran]**
Ordinance authorizing settlement of the lawsuit filed by John Curran against the City and County of San Francisco for $32,186; the lawsuit was filed on April 4, 2006 in San Francisco Superior Court, Case No. 450-899; entitled John Curran v. City and County of San Francisco, et al; other material terms of said settlement are that Curran will receive the equivalent of six (6) working days of sick leave with pay credits and eight (8) working days of vacation allowance credits.
(City Attorney)

12/14/2006, RECEIVED AND ASSIGNED to Rules Committee

PROPOSED RESOLUTIONS

Proposed resolutions received from December 5, 2006 to December 29, 2006, for reference by President to appropriate committee on January 9, 2007.

061097 **[Real Property Exchange Agreement]**
Resolution approving a real property exchange agreement between the City and County of San Francisco and the Petrocchi Family Trust and Bravo 5 Trust (the "Trust") pertaining to property located at Chestnut Avenue and El Camino Real in the City of South San Francisco; adopting findings that the transaction is categorically exempt from environmental review and is consistent with the City's General Plan and Eight Priority Policies of City Planning Code Section 101.1; and authorizing the Director of Property and/or the General Manager of the San Francisco Public Utilities Commission ("SFPUC") to execute documents, make certain modifications and take certain actions in furtherance of this Resolution.
(Real Estate Department)

12/22/2006, RECEIVED AND ASSIGNED to Budget and Finance Committee.

061664 **[Airport Lease and Operating Agreement]**

Resolution approving the exercise of the first of five one-year options to extend the term of Smarte Carte, Inc.'s Luggage Cart Lease and Operating Agreement No. 01-0343.
(Airport Commission)

12/6/2006, RECEIVED AND ASSIGNED to Budget and Finance Committee.

061665 **[Approval of a 20 year agreement for sewage treatment and disposal services for the San Bruno Jail]**

Resolution approving the Agreement between the City and County of San Francisco (Sheriff), The Westborough County Water District (Westborough) and The North San Mateo County Sanitation District (District) for sewage treatment and disposal services for the San Bruno Jail, resulting in a contract term of 20 years, pursuant to San Francisco Charter Section 9.118(b).
(Sheriff)

12/11/2006, RECEIVED AND ASSIGNED to Budget and Finance Committee.

061704 **[Settlement of Contractual Dispute and Unlitigated Government Claim]**

Resolution authorizing settlement of an unlitigated claim filed by Schram Construction, Inc. against the City and County of San Francisco for $77,587.00; other material terms of said settlement are: (1) each party shall mutually release each other from all claims arising from the performance of PUC Contract CW 263R2 except for latent defect, warranty work, and punch list work as outlined in the settlement agreement; (2) Schram Construction, Inc. will withdraw the government claim #06-03356 it filed on or about June 22, 2006 against the City and County of San Francisco; and (3) Each party shall bears its own legal costs and fees.
(City Attorney)

12/14/2006, RECEIVED AND ASSIGNED to Rules Committee

061705 **[Public Auction]**

Resolution authorizing Tax Collector to sell at public auction certain parcels of tax-defaulted real property.
(Treasurer-Tax Collector)

12/20/2006, RECEIVED AND ASSIGNED to Budget and Finance Committee.

061718 **[Petitions and Communications]**

Petitions and Communications received from December 5, 2006 through December 29, 2006 for reference by the President to January 9, 2007
Part 1

From Office of the Sheriff, submitting the revised annual report of inmate welfare fund expenditures for the fiscal years ending June 30, 2005 and June 30, 2006. (1)

From Kennedy Construction, Inc., submitting opposition to continuance of public hearing for a Categorical Exemption appeal for 538 Laidley Street. File 061591 (2)

From Clerk of the Board, submitting notice that Frances Hsieh, Legislative Assistant to former Supervisor Ma and May Ling Lee, Legislative Assistant to Supervisor Ed Jew have submitted Form 700 Statement of Economic Interests to the Office of the Clerk of the Board. (3)

From Clerk of the Board, submitting notice that the Mayor's Office of Community Development has submitted its conflict-of-interest code notice to the Office of the Clerk of the Board. (4)

From Julie McKown, submitting her resignation as Vice-Chair of the San Francisco Asthma Task Force Copy: Rules Clerk (5)

From Ann Chen, submitting support for continued funding of the Neighborhood Emergency Response Training (NERT) program taught by the Fire Department. (6)

From Department of the Environment, submitting the three-year report on the effectiveness of the precautionary principle. (7)

From the Clerk of the Board, submitting notice that the Clerk of the Board has sent a letter to the San Francisco delegation in Washington, DC and Sacramento, CA transmitting the results and text of Proposition J on the November 2006 ballot making it the policy of San Francisco to call for the impeachment of President George W. Bush and Vice President Richard Cheney (Reference No. 20061205-021) Copy: Supervisor Daly (8)

From Citizens to Save the Waterfront, expressing both support and concerns regarding the Shorenstein and Farallon's revised proposal for Piers 27-31. File 051603 (9)

From Department of Emergency Management, submitting request for release of reserved funds in the amount of $95,370 for AT&T Park Joint Exercise. (10)

From concerned citizens, submitting support for the Treasure Island Development Plan. File 061498, Copy: Each Supervisors (11)

From Clerk of the Board, submitting notice that the Clerk of the Board has not received any Watch Law requests during 2006. (12)

From Southeast Community Facility Commission, submitting the Southeast Community Facility Commission's internal attendance policy. (13)

From Arthur Roth, submitting support for proposed legislation that requires conditional use authorization for any project involving the change in use of an elementary or secondary school. File 061163, Copy: Land Use Committee members (14)

From Municipal Transportation Agency, regarding status of replacing the missing street sign at the intersection of Broderick and Grove Streets (the "Broderick" sign). (Reference No. 20061031-004) Copy: Supervisor Mirkarimi (15)

From Municipal Transportation Agency, regarding status of replacing the parking sign at the southwest corner of Stanyan and Parnassus, and the street cleaning sign at 415 Baker Street. (Reference No. 20060919-008) Copy: Supervisor Mirkarimi (16)

From Municipal Transportation Agency, regarding status of removing graffiti from various parking signs in District 5. (Reference Nos. 20060919-007, 20061003-008, 20060801-004, 20060912-007, 20060815-006, 20060912-008, 20060912-004) Copy: Supervisor Mirkarimi (17)

From Airport Commission, submitting the Airport Commission's internal attendance policy. Copy: Rules Clerk (18)

From Airport Commission, submitting response to an editorial in the SF Chronicle ("To fly through the lines," December 6, 2006) regarding the "Clear" program, a preferential passenger screening program. (19)

From Kathy Graddy, submitting copy of email sent to BART inquiring if there are any plans to expand the parking facility at the Glen Park BART station. Copy: Each Supervisor (20)

From Health Service System, submitting the Health Service System's internal attendance policy. (21)

From Christian Holmer, regarding public records request from various City Departments. 7 letters (22)

From concerned citizens, submitting opposition to proposed legislation imposing interim zoning controls (establishing a requirement for conditional use authorization) for a change in use or reduction in size of any recreational space of 15,000 square feet or more including indoor or outdoor facilities, for an eighteen month period. File 061493, 2 letters (23)

From Police Department, submitting copy of letter sent to the Honorable Mary Morgan, Judge of the Superior Court, of the placement of sexually violent predator Paul George into the City and County of San Francisco. (24)

From Office of the Sheriff, submitting the revised 2004-05 and 2005-06 fiscal year accounting for the Inmate Welfare Fund. (25)

From SF Association of Realtors, urging the Board to postpone proposed resolution establishing the Eastern Neighborhoods as a Community Plan Area to allow the parties at interest to attempt to come to a compromise that holds the promise of serving the housing needs of members of all economic groups. File 061342 (26)

From Office of the Treasurer, submitting correspondence and its attachments showing the investment activity (for fiscal year to date) of the portfolios under the Treasurer's management. (27)

From Department of Public Works, regarding status of removing graffiti from light switchboxes at various locations in District 5. (Reference No. 20061205-013) Copy: Supervisor Mirkarimi (28)

From Department of Public Works, regarding status of removing graffiti from light switchboxes at various locations in District 5. (Reference No. 20061205-012) Copy: Supervisor Mirkarimi (29)

From Department of Public Works, regarding status of removing graffiti from mailboxes at various locations in District 5. (Reference No. 20061205-011) Copy: Supervisor Mirkarimi (30)

From Department of Public Works, regarding status of removing graffiti from garbage cans at various locations in District 5. (Reference No. 20061205-009) Copy: Supervisor Mirkarimi (31)

From Department of Public Works, regarding status of removing graffiti from newsstands at various locations in District 5. (Reference No. 20061205-010) Copy: Supervisor Mirkarimi. (32)

From Library Users Association, commenting that the departmental performance measures for the San Francisco Public Library are inadequate. File 061509. Copy: Budget and Finance Committee. (33)

From Department of Public Works, regarding status of removing graffiti from various locations in District 5. (Reference No. 20061205-008) Copy: Supervisor Mirkarimi. (34)

From Department of Parking and Traffic, regarding status of removing graffiti from parking signs at various locations in District 5. (Reference Nos. 20060919-007, 20061003-008, 20060801-004, 20060912-007, 20060815-006, 20060912-008, 20060912-004) Copy: Supervisor Mirkarimi. (35)

From Victor Traycey, submitting opposition to proposed ordinance that requires homeowners to be responsible for sidewalk repair in front of their homes. Copy: Supervisor Elsbernd. (36)

From Department of Public Health, regarding status of adding four Public Health Nurse positions to the Department of Public Health. Copy: Budget and Finance Clerk. (37)

From Mark Rennie, submitting request for transfer of a Type 48 On Sale General Public Premises transfer from 7404 Mission Street to 83 First Street for The Bar Downtown, LLC dba The Bar Downtown. (38)

From Clerk of the Board, submitting notice that the Department of Aging and Adult Services and the Asian Art Museum have submitted its conflict-of-interest code notice to the Office of the Clerk of the Board. (39)

From Office of the Controller, submitting notice that Fidelity Bonds are on file for the following members of the Board of Supervisors: Michela Alioto-Pier, Tom Ammiano, Chris Daly, Bevan Dufty, Sean R. Elsbernd, Ed Jew, Jake McGoldrick, Sophie Maxwell, Ross Mirkarimi, Aaron Peskin, Gerardo Sandoval. (40)

From Department of Human Resources, submitting the Workers' Compensation Council Report for fiscal years 2005-06 and 2006-07. (41)

From James Chaffee, submitting letter entitled "Sunday in the Library – A Denial of Service" regarding the San Francisco Public Library. (42)

From Eula Walters, submitting letter entitled "Grave danger to the Vaillancourt Fountain if the Abraham Lincoln Brigade Monument is installed on the east side of the fountain." (43)

From Kenneally Construction, Inc., urging the Board of Supervisors to affirm the Planning Department's decision to categorically exempt from environmental review the project at 538 Laidley Street. File 061591. Copy: Supervisor Peskin. (44)

From Commission on the Environment, submitting the Urban Forestry Council Attendance Policy. Copy: Rules Committee. (45)

From T Mobile USA, Inc., submitting notification letter to California Public Utilities Commission regarding the cellular base site at 1688 Sacramento Street. (46)

From T Mobile USA, Inc., submitting notification letter to California Public Utilities Commission regarding the cellular base site at 945 Bryant Street. (47)

From T Mobile USA, Inc., submitting notification letter to California Public Utilities Commission regarding the cellular base site at 2410 Chestnut Street. (48)

From State Senate Rules Committee, submitting appointment of Jeffrey A. Danzinger of Fair Oaks as a member of the California Integrated Waste Management Board. (49)

From Office of the Controller, submitting report concerning the financial audit of NRG Energy Center. (50)

From Office of the Legislative Analyst, submitting report concerning a City employee suggestion to grant the Department of Planning's Enforcement Division the power to issue citations for minor violations of the Planning Code. (51)

From Citizen's General Obligation Bond Oversight Committee, submitting the 2006 Annual Report for the Citizens' General Obligation Bond Oversight Committee. (52)

From SF Convention & Visitors Bureau, responding to inquiry regarding "Oracle Open World" and the convention business in San Francisco in general. (Reference No. 20061024-013) Copy: Supervisor Peskin (53)

From Small Business Commission, submitting the amended Rules of Order and attendance policy for the Small Business Commission. Copy: Rules Clerk (54)

From Port Commission, submitting the Rules of Order incorporating its attendance policy for the Port Commission. Copy: Rules Clerk (55)

From Recreation and Park Department, submitting the 1st quarter report for fiscal year 2006-07 in response to the requirements of Resolution 157-99 (Lead Poisoning Prevention). (56)

From Office of the Controller, submitting report concerning the review of ABX Air, Inc. (57)

070004 **[Petitions and Communications]**

Petitions and Communications received from December 5, 2006 through December 29, 2006 for reference by the President to January 9, 2007.
Part 2

From Office of the Mayor, submitting the reappointment of Nazly Mohajer to the Human Rights Commission. (58)

From Human Services Agency, submitting notice that the bi-annual count of unsheltered homeless people will take place on the evening of January 31, 2007 from 8 p.m. to 12 a.m. Copy: Each Supervisor. (59)

From Eva Chuk, on behalf of all Falun Gong practitioners in San Francisco, regarding complaint filed in court asking the city to stop funding the Chinese Chamber of Commerce Chinese New Year Parade. (60)

From Francisco Da Costa, regarding the Treasure Island hearing on Wednesday, December 6, 2006. (61)

From Francisco Da Costa, regarding Bayview/Hunters Point and the Redevelopment Agency. (62)

From Sharon Johnson, submitting support for proposed legislation imposing interim zoning controls establishing a requirement for conditional use authorization for a change in use or reduction in size of any recreational space of 15,000 square feet or more including indoor or outdoor facilities, for an eighteen month period. File 061493. (63)

From Richard Skaff, regarding complaint by an individual with multiple chemical sensitivity and uses the City's bus transit system. 2 letters. (64)

From Office of the Mayor, responding to the 2005-2006 Civil Grand Jury Continuity Report. (65)

From Clerk of the Board, submitting notice that the Office of the Clerk of the Board received a Donor/Disclosure/Gift Acknowledgement from the SF Film Commission reporting that the office is accepting a gift worth approximately $7,500 from Paramount Pictures. (66)

From Library Users Association, regarding story in the SF Bay Guardian concerning lack of Sunday hours at public branch libraries. (67)

From Recreation and Park Department, submitting the attendance policy of the Recreation and Park Commissioners. Copy: Rules Clerk. (68)

From Office of the City Attorney, submitting memorandum regarding the Bicycle Plan Litigation. File 050349. (69)

From Office of the Treasurer/Tax Collector, submitting the Cash difference and Overage Fund balance and activities reported to the Office of the Treasurer/Tax Collector for the period ending November 30, 2006. (70)

From Office of Contract Administration, submitting request for waiver of Chapter 12B of the Administrative Code for HVB AE Power Systems. (71)

From Abdalla Magahed, concerning the "Next Door Shelter" at 1001 Polk Street. (72)

From SF Asthma Task Force, submitting resolution endorsing the San Francisco Tobacco Free Coalition proposed policies to expand protections from second hand smoke. Copy: Each Supervisor. (73)

From SF Redevelopment Agency, submitting the attendance policy for the Redevelopment Agency Commissioners. Copy: Rules Clerk (74)

From Department of Elections, submitting the attendance policy for the Department of Election Commissioners. (75)

From Department of Elections, submitting the annual report for the Department of Elections Commission. (76)

From Office of the Mayor, submitting letter vetoing proposed legislation that mandates specific deployment of police officers by the Board of Supervisors. Copy: Each Supervisor, City Attorney (77)

From Department of Parking and Traffic, submitting Board of Supervisors inquiry report. (Reference Nos. 20060808-007, 20060912-006, 20060919-005, 20060919-006, 20061003-004, 20061017-006, 20061017-008, 20061024-006, 20061031-005, 20061031-007, 20061107-001, 20061107-005, 20061107-012, 20061114-013) Copy: Supervisor Mirkarimi (78)

From Public Utilities Commission, regarding status of removing graffiti from utility poles at various locations in District 5. (Reference No. 20061024-009) Copy: Supervisor Mirkarimi (79)

From Public Utilities Commission, regarding status of removing graffiti from utility and wooden poles at various locations in District 5. (Reference No. 20061206-006) Copy: Supervisor Mirkarimi (80)

From Public Utilities Commission, regarding status of removing graffiti from utility poles from various locations in District 5. (Reference No. 20061031-012) Copy: Supervisor Mirkarimi (81)

From Port Commission, submitting request for release of reserved funds in the amount of $253,000 for Environmental Justice related projects in the Port's Southern Waterfront. (82)

From Port Commission, submitting request for release of reserved funds in the amount of $301,474 to continue the Pier 70 Master Plan work, and $155,756 for Piers 30-32 Cruise Terminal Development Implementation Strategy for a total of $457,230. (83)

From Office of the Mayor, submitting notice that Supervisor Elsbernd will be Acting-Mayor from December 26 until December 30, 2006 and from January 3, 2007 until January 4, 2007. (84)

From Bruce Brugmann, regarding SF Bay Guardian/Media Alliance filing a legal motion to open key documents in the Hearst-Singleton Media Merger Case. (85)

From Mayor's Office of Community Development, submitting copy of letter sent to constituent stating "no requests under Sunshine laws made of MOCD for the time period indicated in your request." (86)

Number not used. (87)

From Citizens' General Obligation Bond Oversight Committee, submitting annual report for the Citizens' General Obligation Bond Oversight Committee. (88)

From Francisco Da Costa, regarding the California Public Records Act. (89)

From Francisco Da Costa, commenting on the "Cash Not Care" article that was recently printed in the Examiner. (90)

From Maggie Logie regarding the recently installed parking meters on Ellis Street, between Van Ness Avenue and Franklin Street. (91)

From Gary Chin, regarding the homeless population in San Francisco. (92)

From R. Warren, regarding the parking situation at the Glen Park BART Station. (93)

From Asumchai, regarding alleged environmental homicide on Parcel A in Hunters Point. (94)

From Discovery West Tom Jones Productions, requesting support and relief from injustices done against him. (95)

From Francisco Da Costa, commenting on plans and programs from the San Francisco County Transportation Authority. 2 letters (96)

From Francisco Da Costa, regarding the decision of the City Attorney and the invalidation of over 33,000 signatures linked to the declared Project Area by the San Francisco Redevelopment Agency. (97)

From Roger Brandon, regarding the traffic problem at Market and Sanchez Streets. Copy: Supervisor Dufty (98)

From Department of the Environment, submitting the new zero waste and environmental justice grant announcement. (99)

From Jim Meko, regarding the SoMa Leadership Council Policy Statement. (100)

From Department of Public Works, regarding status of removing graffiti from various locations in District 5. (Reference No. 20061212-008) Copy: Supervisor Mirkarimi (101)

From Department of Public Works, regarding status of removing graffiti from light switchboxes at various locations in District 5. (Reference No. 20061212-010) Copy: Supervisor Mirkarimi (102)

From Department of Public Works, regarding status of removing graffiti from garbage cans at various locations in District 5. (Reference No. 20061212-009) Copy: Supervisor Mirkarimi (103)

From Department of Public Works, regarding status of removing graffiti from various locations in District 5. (Reference No. 20061212-004) Copy: Supervisor Mirkarimi (104)

From Department of Public Works, regarding status of removing graffiti from utility boxes at various locations in District 5. (Reference No. 20061212-014) Copy: Supervisor Mirkarimi (105)

From Department of Public Works, regarding status of repairing the sidewalk at 1500 Page Street and filling a tree basin at 1200 Masonic Avenue. (Reference No. 20061017-009) Copy: Supervisor Mirkarimi (106)

From Municipal Transportation Authority, regarding status of removing graffiti on parking signs at various locations in District 5. (Reference No. 20061024-007) Copy: Supervisor Mirkarimi (107)

From Shawn Riney, commenting that the "medical marijuana vote" has made it harder for the neighborhood activist in the Lower Haight District to reduce the amount of crime drug dealing littering and vandalism in the area. Copy: Supervisor Ammiano (108)

From Office of Labor Standards Enforcement, on behalf of the Sweatfree Procurement Advisory Group regarding implementation of the Sweatfree Contracting Ordinance, Chapter 12U of the Administrative Code. (109)

From Public Utilities Commission, regarding graffiti at the intersection of Pierce and Page Streets (Reference No. 20061031-015) Copy: Supervisor Mirkarimi (110)

From Public Utilities Commission, regarding status of removing graffiti from various locations in District 5. (Reference No. 20061212-003) Copy: Supervisor Mirkarimi (111)

From S.N. Thompson, regarding Monster Park's First Aide office. Copy: Recreation and Park Department (112)

From Herb Levine, regarding cookie-scented signs in bus shelters. (113)

From Clerk of the Board, submitting notice that the San Francisco Film Commission has submitted its conflict-of-interest code notice to the Office of the Clerk of the Board. (114)

From Alpine County Board of Supervisors, requesting the San Francisco Board of Supervisors adopt a resolution acknowledging January as National Glaucoma Awareness Month. (115)

From Office of the Controller, submitting report concerning the review of allegations that an assistant administrator improperly purchased linen and other supplies for the Laguna Honda Hospital and Rehabilitation Center. (116)

From Department of Public Health, submitting the San Francisco Monthly Sexually Transmitted Disease (STD) Report for November 2006. (117)

From Clerk of the Board, submitting notice that the Civil Grand Jury has submitted its conflict-of-interest code notice to the Office of the Clerk of the Board. (118)

From Office of the Controller, submitting report concerning the financial review of Bayview Opera House for fiscal year 2004-05. (119)

From Office of the Controller, submitting report concerning the financial review of the African American Art and Culture Complex for fiscal year 2004-05. (120)

From State Department of Health Services, submitting notice of approval of San Francisco County's fiscal year 2006-07 Plan and Budget for carrying out Child Health and Disability Prevention Program. (121)

From Clerk of the Board, submitting notice that the Health Service System has submitted its conflict-of-interest code notice to the Office of the Clerk of the Board. (122)

From Clerk of the Board, submitting notice that Bill Barnes, Legislative Assistant to former Supervisor Fiona Ma has submitted Form 700 Statement of Economic Interests to the Clerk of the Board's Office. (123)

From Taxi Commission, submitting the Taxi Commission's internal attendance policy. (124)

From Francisco Da Costa, concerning removal and replacement of 40 trees at 800 Brotherhood Way. (125)

From David Grace, commenting that the EPA is closing its libraries and destroying documents. Copy: Supervisor Mirkarimi. (126)

From Office of the Controller, submitting the Cost Allocation Plan year ending June 30, 2007. (127)

From Office of the Controller, submitting the Comprehensive Annual Financial Report for the 2005-2006 fiscal year. (128)

APPOINTMENTS BY THE MAYOR
Art Commission
P.J. Johnston

Taxi Commission
Patricia Breslin
Bruce Oka

Human Rights Commission
Faye Woo Lee
Cecilia Chung
Rabbi Yoel Kahn
Nazly Mohajer

Commission on the Status of Women
Jing Xu Lee

ADJOURNMENT

Legislation Pending Under the "30 Day Rule"

These items may not be heard by Committee until the date in the right hand column.

As Revised

January 4, 2007

Rule 5.40 provides that when an ordinance or resolution is introduced which would create or revise major city policy, the committee to which the legislation is assigned shall not consider the legislation until at least thirty days after the date of introduction. The provisions of this rule shall not apply to the routine operations of the departments of the City or when a legal time limit controls the hearing timing. In general the rule shall not apply to hearings to consider subject matter when no legislation has been presented, nor shall the rule apply to resolutions which simply urge action to be taken.

Ordinance amending the San Francisco Planning Code by amending Sections 123, 124, and 128 to address use of Transferable Development Rights (TDRs) under specified circumstances; and adopting findings including environmental findings and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1(b).	061688	Land Use and Economic Development Committee	Supervisor Daly	12.12.06	1.11.07

BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO

AGENDA

DOCUMENTS DEPT
JAN 18 2007
SAN FRANCISCO
PUBLIC LIBRARY

SF
590
#6
1/23/07

Legislative Chamber - Second Floor
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689
Tuesday, January 23, 2007 2:00 PM

Regular Meeting

AARON PESKIN, PRESIDENT
MICHELA ALIOTO-PIER, TOM AMMIANO, CHRIS DALY,
BEVAN DUFTY, SEAN ELSBERND, ED JEW, SOPHIE MAXWELL,
JAKE McGOLDRICK, ROSS MIRKARIMI, GERARDO SANDOVAL

Gloria L. Young, Clerk of the Board

Agendas of the Board of Supervisors are available on the internet at www.ci.sf.ca.us/bdsupvrs

BOARD COMMITTEES

Committee Membership	Meeting Days
Budget and Finance Committee Supervisors Daly, Dufty, Peskin	Wednesday 1:00 PM
City and School District Select Committee Supervisors Ammiano, Maxwell, Commissioners Chin, Kelly, Wynns	2nd Monday (Bi-monthly) 4:00 PM
City Operations and Neighborhood Services Committee Supervisors McGoldrick, Dufty, Jew	1st and 3rd Monday 1:00 PM
Government Audit and Oversight Committee Supervisors Ammiano, Alioto-Pier, Peskin	2nd and 4th Monday 1:00 PM
Land Use and Economic Development Committee Supervisors Maxwell, Sandoval, McGoldrick	Wednesday 1:00 PM
Rules Committee Supervisors Mirkarimi, Elsbernd, Ammiano	Thursday 10:00 AM
Select Committee on Ending Gun and Gang Violence Supervisors Maxwell, Mirkarimi, Ammiano	1st and 3rd Monday 10:00 AM

First-named Supervisor/Commissioner is Chair, Second-named Supervisor/Commissioner is Vice-Chair, of the Committee.

Board Meeting Procedures

The Board of Supervisors is the Legislative Body of the City and County of San Francisco. The Board considers ordinances and resolutions, most of which have been the subject of hearings before the standing committees of the board at which members of the public are urged to testify. The full Board does not hold a second public hearing on measures which have been heard in committee.

Board procedures do not permit: 1) persons in the audience to vocally express support or opposition to statements by Supervisors or by other persons testifying; 2) ringing and use of cell phones, pagers and similar sound-producing electronic devices, (Violators may be removed from the meeting room.) 3) signs to be brought into the meeting or displayed in the room; and 4) standing in the Legislative Chamber.

Citizens are encouraged to testify at Board hearings and to write letters to the Board and to its members, City Hall, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102.

USING LAPTOP COMPUTERS FOR PRESENTATIONS: Please contact City Hall Media Services at (415) 554-4933 to coordinate the use of laptop computers for presentations at the meeting. Computers to be used are required to be tested in advance. The presenter should arrive 30 minutes prior to the meeting to connect and test their computer.

THE AGENDA PACKET IS AVAILABLE AT CITY HALL, ROOM 244, RECEPTION DESK. Agendas are available on the internet at www.sfgov.org/site/bdsupvrs_index.asp?id=4383 For information, call (415) 554-5184.

Board meetings are cablecast on SF Cable 26. For video tape copies and scheduling call (415) 557-4293.

Results of each Board meeting can be obtained about a half hour after the end of the meeting by telephoning (415) 554-5555.

Requests for language interpreters at a meeting must be received at least 48 hours in advance of the meeting to help ensure availability. Contact Madeleine Licavoli at (415) 554-7722.

AVISO EN ESPAÑOL: La solicitud para un traductor en una reunion debe recibirse antes de mediodia de el viernes anterior a la reunion. Llame a Erasmo Vazquez (415) 554-4909.

翻譯 *必須在會議前最少四十八小時提出要求*
請電 (415) 554-7701

Disability Access

The Legislative Chamber and the Committee Room in City Hall are wheelchair accessible.

Meetings are real-time captioned and are cablecast open-captioned on SF Cable 26. Assistive listening devices for the Legislative Chamber are available upon request at the Clerk of the Board's Office, Room 244. Assistive listening devices for the Committee Room are available upon request at the Clerk of the Board's Office, Room 244 or in the Committee Room. To request sign language interpreters, readers, large print agendas or other accommodations, please contact Madeleine Licavoli at (415) 554-7722 or (415) 554-5227 (TTY). Requests made at least 48 hours in advance of the meeting will help to ensure availability.

The nearest accessible BART station is Civic Center (Market/Grove/Hyde Streets). Accessible MUNI Metro lines are the J, K, L, M, and N (Civic Center or Van Ness Stations). MUNI bus lines serving the area are the 47 Van Ness, 9 San Bruno, and the 6, 7, 71 Haight/Noriega. For more information about MUNI accessible services, call (415) 923-6142.

There is accessible parking in the vicinity of City Hall at Civic Center Plaza and adjacent to Davies Hall and the War Memorial Complex. Accessible curbside parking is available on Dr. Carlton B. Goodlett Place and Grove Street.

In order to assist the City's efforts to accommodate persons with severe allergies, environmental illness, multiple chemical sensitivity or related disabilities, attendees at public meetings are reminded that other attendees may be sensitive to perfumes and various other chemical-based scented products. Please help the City to accommodate these individuals.

Know Your Rights Under the Sunshine Ordinance

Government's duty is to serve the public, reaching its decision in full view of the public. Commissions, boards, councils and other agencies of the City and County exist to conduct the people's business. This ordinance assures that deliberations are conducted before the people and that City operations are open to the people's review.

For information on your rights under the Sunshine Ordinance (Chapter 67 of the San Francisco Administrative Code) or to report a violation of the ordinance, contact Frank Darby by mail to Sunshine Ordinance Task Force, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco CA 94102, by phone at (415) 554-7724, by fax at (415) 554-7854 or by email at sotf@sfgov.org

Citizens may obtain a free copy of the Sunshine Ordinance by contacting Mr. Darby or by printing Chapter 67 of the San Francisco Administrative Code on the Internet, at http://www.sfgov.org/sunshine

Lobbyist Registration and Reporting Requirements

Individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [SF Campaign & Governmental Conduct Code Sec. 2.100] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the San Francisco Ethics Commission at 30 Van Ness Avenue, Suite 3900, San Francisco, CA 94102; telephone (415) 581-2300; fax (415) 581-2317; web site www.sfgov.org/ethics

ROLL CALL AND PLEDGE OF ALLEGIANCE

APPROVAL OF MEETING MINUTES

Motion to approve Board Meeting Minutes for January 8, 2007.

AGENDA CHANGES

COMMUNICATIONS

Note: Each item on the Consent or Regular agenda may include the following documents:
1) Legislation
2) Budget Analyst report
3) Legislative Analyst report
4) Department or Agency cover letter and/or report
5) Public correspondence
These items will be available for review at City Hall, Room 244, Reception Desk.

SPECIAL ORDER 2:00 P.M. - Mayor's Appearance Before The Board

(This item will be read at the third regularly scheduled Board meeting of every month)

The following is a time dedicated for the Mayor to discuss with the Board of Supervisors issues pertaining to the governance of the City and County of San Francisco. The Board of Supervisors offers this time for dialogue on the third regularly scheduled Board meeting of every month pursuant to the will of the voters as expressed in Proposition I in November of 2006.

Should the Mayor fail to appear after five minutes of the item being called, the Clerk shall remove the item from the Board's agenda, and the item shall not be considered by the Board. Should the Mayor appear and the Board therefore consider this item, public comment for this item will take place during public comment.

CONSENT AGENDA

All matters listed hereunder constitute a Consent Agenda, are considered to be routine by the Board of Supervisors and will be acted upon by a single roll call vote of the Board. There will be no separate discussion of these items unless a member of the Board so requests, in which event the matter shall be removed from the Consent Agenda and considered as a separate item.

Items 1 through 15

Recommendations of the City Operations and Neighborhood Services Committee

Present: Supervisors McGoldrick, Dufty, Jew

1. **061683** **[Amending the Open Video System Franchise Granted to RCN Telecom Services, Inc.]**
Mayor
Ordinance amending the Open Video System Franchise Granted to RCN Telecom Services, Inc. in Ordinance No. 210-04 as a condition of the transfer of the franchise to Astound Broadband, LLC by amending Sections 1, 34, 46, and 92.

1/9/2007, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

2. 061671 **[Parking Regulations]**

Resolution enacting and rescinding parking regulations at various locations.

ONE-HOUR PARKING METER TIME LIMIT - RESCIND
TWO-HOUR PARKING METER TIME LIMIT - ESTABLISH
Haight Street, between Masonic Avenue and Stanyan Street (Note: Does not change time limits of green and yellow meters).

ONE-HOUR PARKING METER TIME LIMIT - RESCIND
TWO-HOUR PARKING METER TIME LIMIT - ESTABLISH
Masonic Avenue, Ashbury Street, Clayton Street, Belvedere Street, Cole Street and Shrader Street, approximately 100 feet north and south of Haight Street (Note: does not change time limits of green and yellow meters).

TOW-AWAY, NO STOPPING ANYTIME - ESTABLISH
Potrero Avenue, west side, from 24th Street to 16 feet northerly; and,
Potrero Avenue, east side, from 24th Street to 16 feet southerly.

NO PARKING ANYTIME - ESTABLISH
Edgehill Way both sides, between 16 Edgehill Way and 40 Edgehill Way (for fire engine vehicle clearance).

UNMETERED MOTORCYCLE PARKING - ESTABLISH
Oak Street, south side, between the driveways of 1165-69 and 1171 Oak Street (9.5 foot space, accommodating 2 unmetered motorcycle spaces).

PERPENDICULAR (90-DEGREE ANGLE) PARKING - ESTABLISH
McCoppin Street, south side, from Valencia Street to the western terminus of street.

UNMETERED MOTORCYCLE PARKING - ESTABLISH
7th Street, west side, from 93 to 112 feet north of Townsend Street (adds 5 more motorcycle spaces).

TOW-AWAY, NO STOPPING ANYTIME - ESTABLISH
Mission Street, north side, from Farragut Avenue to 40 feet easterly.

NO PARKING ANYTIME - RESCIND
TOW-AWAY, NO STOPPING ANYTIME - ESTABLISH
Whittier Street, east side, from Mission Street to 76 feet southerly.
(Parking and Traffic Department)
(11/30/06: Categorically exempt from Environmental Review Class 1(c)(9) changes in the traffic and parking regulations where such changes do not establish a higher speed limit or result in more than a negligible increase in the use of the street;
DPT Order No. 3274.)

Question: Shall this Resolution be ADOPTED?

3. 061672 **[STOP Intersections]**
Resolution designating certain intersections as "STOP" intersections.

STOP SIGNS - ESTABLISH
Avalon Avenue at Moscow Street, stopping westbound Avalon Avenue, making this Y-intersection an All-Way STOP;
Sierra and Texas Streets, stopping Sierra Street, the stem of this T-intersection;
Persia Avenue at Prague Street, stopping Persia Avenue, making this intersection an All-Way STOP;
Devonshire Way and Oak Park Drive, stopping Devonshire Way, making this intersection an All-Way STOP; and,
Kenwood Way and Keystone Way, stopping all approaches to this T-Intersection, making this intersection an All-Way STOP.
(Parking and Traffic Department)
(11/30/06: Categorically exempt from Environmental Review Class 1(c)(9) changes in the traffic and parking regulations where such changes do not establish a higher speed limit or result in more than a negligible increase in the use of the street; DPT Order No. 3274.)

Question: Shall this Resolution be ADOPTED?

4. 061673 **[Traffic Regulations]**
Resolution enacting and rescinding traffic regulations on various streets.

TOW-AWAY LANE MUST TURN RIGHT - ESTABLISH
Broadway, south side, between Grant Avenue and Columbus Avenue.
(Parking and Traffic Department)
(12/18/06: Categorically exempt from Environmental Review Class 1(c)(9) changes in the traffic and parking regulations where such changes do not establish a higher speed limit or result in more than a negligible increase in the use of the street; DPT Order No. 3274.)

Question: Shall this Resolution be ADOPTED?

5. 061691 **[Grant of Federal Funds - Municipal Transportation Agency]**
Supervisor Maxwell
Resolution authorizing the Municipal Transportation Agency to accept and expend $25 million of State Transit Assistance funding for construction and construction support of Muni's Third Street Initial Operating Segment and Metro East facility.

Question: Shall this Resolution be ADOPTED?

6. 061692 **[Accept-Expend Federal Grant - Department of Public Works]**
Supervisor Maxwell
Resolution authorizing the Department of Public Works to accept and expend a grant in the amount of $342,000 from the California Department of Transportation to construct a new bus pad at Ingerson Avenue and Griffith Street.

Question: Shall this Resolution be ADOPTED?

7. 061697 **[Accept-Expend State Grant - San Francisco Port Commission]**
Supervisor Peskin
Resolution authorizing the San Francisco Port Commission to accept and expend $1,800,000 in Proposition 40, Clean Beaches Initiative grant funds from the State Water Resources Control Board to fund utility infrastructure improvements at the Pier 45 fish processing facility.

Question: Shall this Resolution be ADOPTED?

8. 061669 **[Liquor License Transfer, 1302 Fulton Street]**
Resolution determining that the reactivation and transfer of a Type 20 off-sale beer and wine license from 1306 Fulton Street to 1302 Fulton Street, to Khaled S. Dajani, for Café Abir, Inc., will serve the public convenience and necessity of the people of the City and County of San Francisco, in accordance with Section 23958.4 of the California Business and Professions Code, with conditions.

Question: Shall this Resolution be ADOPTED?

9. 061618 **[Liquor License, 560 Sacramento Street]**
Resolution determining that the issuance of a Type 42 on-sale beer and wine public premises license to Kumi Walker and Sean Heywood, for MR. located at 560 Sacramento Street, Suite 100, will serve the public convenience and necessity of the people of the City and County of San Francisco, in accordance with Section 23958.4 of the California Business and Professions Code, with conditions.

Question: Shall this Resolution be ADOPTED?

Recommendations of the Rules Committee

Present: Supervisors Mirkarimi, Elsbernd, Ammiano

10. 061211 **[Post-Disaster Safety Assessment Placards]**
Mayor
Ordinance amending the San Francisco Building Code by adding Section 102.21 to require official placards to be used to warn of unsafe building occupancies following disasters; and adopting findings.

1/9/2007, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

11. 061666 **[Settlement of Lawsuit - Omari McGee]**
Ordinance authorizing settlement of the lawsuit filed by Omari McGee against the City and County of San Francisco for $75,000.00; the lawsuit was filed on March 10, 2006 in United States District Court, Case No. C06-1621 CRB; entitled Omari McGee v. City and County of San Francisco, et al. (City Attorney)

Question: Shall this Ordinance be PASSED ON FIRST READING?

12. 061667 [Settlement of Lawsuit - John Curran]

Ordinance authorizing settlement of the lawsuit filed by John Curran against the City and County of San Francisco for $32,186; the lawsuit was filed on April 4, 2006 in San Francisco Superior Court, Case No. 450-899; entitled John Curran v. City and County of San Francisco, et al; other material terms of said settlement are that Curran will receive the equivalent of six (6) working days of sick leave with pay credits and eight (8) working days of vacation allowance credits.
(City Attorney)

Question: Shall this Ordinance be PASSED ON FIRST READING?

13. 061704 [Settlement of Contractual Dispute and Unlitigated Government Claim]

Resolution authorizing settlement of an unlitigated claim filed by Schram Construction, Inc. against the City and County of San Francisco for $77,587.00; other material terms of said settlement are: (1) each party shall mutually release each other from all claims arising from the performance of PUC Contract CW 263R2 except for latent defect, warranty work, and punch list work as outlined in the settlement agreement; (2) Schram Construction, Inc. will withdraw the government claim #06-032256 it filed on or about June 22, 2006 against the City and County of San Francisco; and (3) Each party shall bears its own legal costs and fees.
(City Attorney)

Question: Shall this Resolution be ADOPTED?

14. 070008 **[Appointment - Western SoMa Citizens' Planning Task Force]**

Resolution appointing Skot Kuiper, term ending November 23, 2007, to the Western SoMa Citizens' Planning Task Force

Skot Kuiper, succeeding Judy Carman, resigned, seat 9, must represent the arts, for the unexpired portion of a three-year term ending November 23, 2007.

Question: Shall this Resolution be ADOPTED?

Present: Supervisors Mirkarimi, Elsbernd

15. 070003 **[Appointment - SRO Task Force]**

Resolution appointing Luis Barahona and Maria Martinez to the SRO Task Force, terms ending December 31, 2009.

Luis Barahona, new appointment, seat 6, must be a representative of the Central City SRO Collaborative, for a three-year term ending December 31, 2009.

Maria Martinez, new appointment, seat 8, must be a representative of the Families SRO Collaborative, for a three-year term ending December 31, 2009.

Question: Shall this Resolution be ADOPTED?

Questions on the Consent Agenda are on final passage, first reading, or adoption, as indicated: _____

REGULAR AGENDA

UNFINISHED BUSINESS

From the Clerk

16. 070033 **[Adopting findings related to affirming the categorical exemption issued for 3300 Clay Street]**
Motion adopting findings related to affirming the determination by the Planning Department that the 3300 Clay Street project is categorically exempt from environmental review under the California Environmental Quality Act ("CEQA").

1/10/2007, REFERRED to Board of Supervisors.

Question: Shall this Motion be APPROVED?

NEW BUSINESS

Recommendations of the Budget and Finance Committee

Present Supervisors Daly, Dufty, Peskin

17. 061526 **[Setting a May 1 cutoff for the annual renewal of taxi driver permits]**
Supervisor Elsbernd
Ordinance amending the San Francisco Business and Tax Regulations Code by adding Section 76.5, to set a May 1 cutoff for the annual renewal of taxi driver permits.

Question: Shall this Ordinance be PASSED ON FIRST READING?

18. 061527 **[Synchronizing the cycle for the Controller's biennial review of taxi fares and the gate cap with the City's budget cycle]**
Supervisor Elsbernd
Ordinance amending the San Francisco Police Code by amending Section 1137, to synchronize the cycle for the Controller's biennial review of taxi fares and the gate cap with the City's budget cycle.

Question: Shall this Ordinance be PASSED ON FIRST READING?

19. 070001 **[Appropriating $217,736,000 of San Francisco Water Revenue Bonds for the San Francisco Public Utilities Commission Water System Improvement Program for Fiscal Year 2006-2007]**
Mayor
Ordinance appropriating $217,736,000 of San Francisco Water Revenue Bonds, 2006 Series A, to support various projects under the Water System Improvement Program (WSIP) in the Public Utilities Commission for FY 2006-07.

Question: Shall this Ordinance be PASSED ON FIRST READING?

20. 070002 **[Public Employment]**
Mayor
Ordinance amending Ordinance No. 203-06 (Annual Salary Ordinance FY 2006-2007) to reflect the addition of 19 positions (4.75 FTE) at the Public Utilities Commission (PUC) and 4 Positions (1.6 FTE) at the City Attorney (CAT).

Question: Shall this Ordinance be PASSED ON FIRST READING?

21. 061599 **[Grant of Regional Funds]**
Supervisor Maxwell
Resolution authorizing the Municipal Transportation Agency to accept and expend $3,670,340 in FY2005/06, $3,984,855 in FY2006/07, and $2,308,728 in FY2007/08 Assembly Bill 664 Bridge Toll Net Revenue Funds for various San Francisco Municipal Railway Capital Projects, excluding administrative overhead costs.

Question: Shall this Resolution be ADOPTED?

22. 061600 **[Accept-Expend U.S. Department of Justice Grant]**
Supervisor Maxwell
Resolution authorizing the City Attorney's Office to accept and expend a grant in the amount of $394,891 from the U.S. Department of Justice's Office of Juvenile Justice and Delinquency Prevention (OJJDP) for the Foster Care Improvement Project.

Question: Shall this Resolution be ADOPTED?

23. 061685 **[Mortgage Revenue Bonds]**
Mayor, Supervisor Dufty
Resolution declaring the intent of the City and County of San Francisco (the "City") to reimburse certain expenditures from proceeds of future bonded indebtedness; authorizing the Director of the Mayor's Office of Housing (the "Director") to submit an application and related documents to the California Debt Limit Allocations Committee ("CDLAC") to permit the issuance of qualified mortgage revenue bonds in an aggregate principal amount not to exceed $55,000,000 for Mason Street Affordable Housing Development; authorizing and directing the Director to direct the Controller's Office to hold in trust an amount not to exceed $275,000 in accordance with CDLAC procedures; authorizing the Director to certify to CDLAC that the City has on deposit the required amount; authorizing the Director to pay an amount equal to such deposit to the State of California if the City fails to issue the qualified mortgage revenue bonds; approving, for purposes of the Internal Revenue Code of 1986, as amended, the issuance and sale of mortgage revenue bonds by the City in an aggregate principal amount not to exceed $55,000,000; authorizing and directing the execution of any documents necessary to implement this Resolution; and ratifying and approving any action heretofore taken in connection with the Project (as defined herein) and the Application (as defined herein).

Question: Shall this Resolution be ADOPTED?

From the Budget and Finance Committee Without Recommendation

Present: Supervisors Daly, Dufty, Peskin

24. 061605 **[Appropriating $1,277,584 of estimated direct payment revenue for the Sidewalk Inspection and Repair Program in the Department of Public Works for Fiscal Year 2006-2007]**
Mayor
Ordinance appropriating $1,277,584 from estimated revenues to fund the Sidewalk Inspection and Repair Program for the Department of Public Works for Fiscal Year 2006-2007.
(Fiscal Impact.)

Question: Shall this Ordinance be PASSED ON FIRST READING?

25. 061606 **[Sidewalk revitalization program]**
Mayor
Ordinance amending Public Works Code Section 706 to deem unsafe sidewalk conditions a public nuisance and establish a permit and inspection fee waiver for participation in the City's sidewalk revitalization program and amending section 707.1 to clarify provisions that treat the abatement costs for sidewalk remediation as a special tax assessment.

Question: Shall this Ordinance be PASSED ON FIRST READING?

Recommendations of the City Operations and Neighborhood Services Committee

Present: Supervisors McGoldrick, Dufty, Jew

26. 061674 **[Restricting parking on Turk and Larkin Streets and Golden Gate Avenue adjacent to the Federal Building at 450 Golden Gate Avenue to law enforcement vehicles authorized by the Federal Protective Service of the Department of Homeland Security]**
Supervisor McGoldrick
Ordinance amending the Traffic Code to restrict parking or standing by vehicles on Turk and Larkin Streets and on Golden Gate Avenue adjacent to the Phillip Burton Federal Building at 450 Golden Gate Avenue to law enforcement vehicles authorized by the Federal Protective Service of the Department of Homeland Security.
(Parking and Traffic Department)

Question: Shall this Ordinance be PASSED ON FIRST READING?

27. 061675 **[Amending the Traffic Code to replace obsolete references to the Public Utilities Commission with references to the Municipal Transportation Agency]**
Supervisor McGoldrick
Ordinance (1) amending the San Francisco Traffic Code by amending Sections 13 and 32.1.10 and (2) amending the San Francisco Public Works Code by amending Section 250.242 to replace obsolete references to the Public Utilities Commission with references to the Municipal Transportation Agency ("MTA") to reflect the MTA's assumption of authority over functions previously under the jurisdiction of the Commission.
(Parking and Traffic Department)

Question: Shall this Ordinance be PASSED ON FIRST READING?

Recommendations of the Land Use and Economic Development Committee

Present: Supervisors Maxwell, Sandoval

28. 060640 **[Zoning Map Amendment, vacant lot, Alemany Blvd. between Ocean and Onondaga Avenues]**
Supervisors Sandoval, Peskin
Ordinance amending the San Francisco Planning Code by amending Sheet 11 of the Zoning Map of the City and County of San Francisco to change the use designation of Lot 11C in Assessor's Block 6954 from RH-1 (One-Family) to NC-3 (Moderate-Scale Neighborhood Commercial District); adopting findings, including environmental findings and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1(b).

Question: Shall this Ordinance be PASSED ON FIRST READING?

29. 061480 [Zoning Map Amendment for 915 Cayuga Avenue]

Ordinance amending the San Francisco Planning Code by amending Sheet 11 of the Zoning Map of the City and County of San Francisco in order to shift a zoning district boundary which is located entirely within Assessor's Block 6954 Lot 033 and which divides an RH-1 (Residential, House, One Family) District from an NC-3 (Neighborhood Commercial, Moderate Scale) District approximately 20 feet in a northwesterly direction to increase the portion of the lot that is zoned NC-3; adopting findings, including environmental findings and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1(b).
(Planning Department)

Question: Shall this Ordinance be PASSED ON FIRST READING?

Present: Supervisors Maxwell, Sandoval, McGoldrick

30. 061068 [Time limits for Landmarks Board and Planning Commission review of proposed landmarks and historic districts]

Supervisors Maxwell, Peskin

Ordinance amending Planning Code Sections 1004.2 and 1004.3 to provide for specific time limits for Landmarks Board and Planning Commission review of proposed landmark and historic district designations; and making General Plan and Planning Code Section 101(b) findings.

7/25/2006, SUBSTITUTED. Supervisor Maxwell submitted a substitute ordinance bearing new title.

Question: Shall this Ordinance be PASSED ON FIRST READING?

Present: Supervisors Maxwell, McGoldrick

31. 061536 [Extending the Tourist Hotel Conversion Ordinance for an additional 6 months]

Supervisors Peskin, McGoldrick, Maxwell

Ordinance amending Administrative Code Section 41F.5 to extend the moratorium on conversion of tourist hotel rooms to condominiums for an additional 6 months and making environmental findings.

11/14/06 - Economic Impact

Question: Shall this Ordinance be PASSED ON FIRST READING?

Present: Supervisors Maxwell, Sandoval, McGoldrick

32. 061515 [Agreement with Caltrans for street construction at Fifth and King Streets intersection with State Route 280]

Resolution approving the Cooperative Agreement between the City and County of San Francisco and the State of California Department of Transportation concerning the new street construction for the King Street Westbound Frontage Road and ancillary improvements at Fifth and King Streets intersection with State Route 280 and authorizing official acts in furtherance thereof.
(Public Works Department)

Question: Shall this Resolution be ADOPTED?

33. 061109 **[Building Code - Northwest Mt. Sutro Slope Protection Area.]**
Supervisor Elsbernd
Ordinance amending the San Francisco Building Code by adding Section 106.4.1.3 to create a Northwest Mt. Sutro Slope Protection Area and require the Structural Advisory Committee to review and make recommendations on specified permit applications within that area, which is generally bounded on the east by Crestmont Drive and its undeveloped northern extension, on the south along Oak Park to its intersection with Christopher Boulevard, west to Warren Drive, north along Warren Drive to the 6th Avenue and Kirkham Street intersection, and Kirkham Street in an easterly direction to its end at the undeveloped extension of Crestmont Drive, and to require mandatory denial of the permit by the Director of Building Inspection under specified circumstances; amending Section 105.6.2 to specify the composition of the Structural Advisory Committee for permit applications located within the Northwest Mt. Sutro Slope Protection Area; amending Building Code Section 106.3.2 to require that the applicant for certain permit applications located within the Northwest Mt. Sutro Slope Protection Area provide substantial documentation that there exists sufficient infrastructure to support the proposed residential development and that the proposed emergency access routes meet standards in effect at the time of the application; amending Building Code Section 1701.5 to require special inspections throughout the construction process for sites located within the Northwest Mt. Sutro Slope Protection Area; and amending Section 106.4.1.2.4 to amend the mandatory denial of the permit by the Director of Building Inspection requirements in the Edgehill Mountain Slope Protection Area.

12/12/2006, SUBSTITUTED. Supervisor Elsbernd submitted a substitute ordinance bearing new title.

Question: Shall this Ordinance be PASSED ON FIRST READING?

34. 061623 **[Landmark Designation of 3750 18th Street (Mission High School)]**
Supervisors Peskin, Dufty
Ordinance Designating 3750 18th Street, Mission High School, as a Landmark under Planning Code Article 10; and adopting General Plan, Planning Code Section 101.1(b) and environmental findings.
(Planning Department)

Question: Shall this Ordinance be PASSED ON FIRST READING?

35. 061663 **[Public Works - Encroachment under Halleck Street between Battery and Front Streets]**
Supervisor McGoldrick
Ordinance granting revocable permission pursuant to Public Works Code Section 786 to Steven M. David to occupy a portion of the public right-of-way to install an underground encroachment under Halleck Street between Battery and Front Streets to provide electrical service to 212 California Street (Assessor's Block 0237, Lot 007) conditioned upon the payment of an annual assessment fee as set forth in Public Works Code Section 2.1.1(h)(iii) for underground vaults and making environmental findings and findings of consistency with the General Plan and the priority policies of Planning Code Section 101.1.
(Public Works Department)

Question: Shall this Ordinance be PASSED ON FIRST READING?

36. 061622 **[Public Works Encroachments under Hooper and Carolina Streets]**
Resolution granting revocable permission to California College of the Arts, to occupy a portion of the public right-of-way to install one sub-surface conduit under Hooper Street between 07th and 08th Streets; and, one sub-surface conduit under Carolina Street between Channel and 15th Streets to connect with fiber optic cables three college sites for the college computer network located at 1111 - 08th Street (Block 3820, Lot 003) conditioned upon the payment of an annual assessment fee as set forth in Public Works Code Sec. 2.1.1 (h) (iii) and making findings of consistency with the General Plan and the priority policies of Planning Code Section 101.1.
(Public Works Department)

Question: Shall this Resolution be ADOPTED?

37. 061516 **[Vacation of sewer and water line easements in former Hubbell Street (a portion of Assessor's Block 8709, Lot 11]**
Resolution declaring the intention of the Board of Supervisors to vacate a 10-foot wide water line easement and 20-foot wide sewer easement in former Hubbell Street within the Mission Bay South Redevelopment Project Area; setting the hearing date for February 27, 2007 at 3:00 p.m.for all persons interested in the proposed vacation of the easements; and adopting findings that the vacation is consistent with the City's General Plan, the eight priority policies of City Planning Code Section 101.1 and the Mission Bay South Redevelopment Plan; accepting the Department of Public Works Order No. 176,502, dated October 24, 2006; and authorizing other official acts in connection with this Resolution.
(Public Works Department)

Question: Shall this Resolution be ADOPTED?

From the Land Use and Economic Development Committee Without Recommendation

Present: Supervisors Maxwell, Sandoval, McGoldrick

38. 061517 **[Vacation and immediate quitclaim of a sewer easement and vacation and delayed quitclaim of a water line easement in former Hubbell Street (a portion of Assessor's Block 8709, Lot 11]**
Ordinance ordering the vacation of a 10-foot wide water line easement and a 20-foot wide sewer easement in former Hubbell street, within the Mission Bay South Redevelopment Project Area; authorizing an immediate quitclaim of the sewer easement and a delayed quitclaim of the water line easement of the City and County of San Francisco's rights and interest in the vacated areas; adopting findings that such actions are consistent with the City's General Plan, the eight priority policies of City's Planning Code Section 101.1 and the Mission Bay South Redevelopment Plan; accepting Department of Public Works Order No. 176,502; and authorizing other official acts in connection with this ordinance.
(Public Works Department)

Question: Shall this Ordinance be PASSED ON FIRST READING?

39. 061563 **[Condominium conversion lottery based on seniority of participation]**
Supervisor McGoldrick
Ordinance amending the Subdivision Code by amending Section 1396 to extend the annual 200-unit condominium conversion lottery until 2008; adding Section 1396.3 to prioritize the condominium conversion lottery based on seniority of participation in prior lotteries and to continue this lottery selection process for two years; and making environmental findings.

Question: Shall this Ordinance be PASSED ON FIRST READING?

Recommendations of the Rules Committee

Present Supervisors Mirkarimi, Elsbernd, Ammiano

40. 060344 **[Corrective amendment to Administrative Code Section 6.61]**
Supervisor Peskin
Ordinance approving a corrective amendment to Administrative Code Chapter 6, Section 6.61, to conform to amendment approved April 1, 2005, under Ordinance 58-05, File No. 041571, relating to the award procedure for design-build contracts.

Question: Shall this Ordinance be PASSED ON FIRST READING?

41. 061647 **[Graffiti Advisory Board - Membership]**
Supervisor Peskin
Ordinance amending the San Francisco Administrative Code by amending Section 5.170 to reconstitute the membership of the Graffiti Advisory Board, to provide all members with the right to vote, and to correct the reference to Charter Section 4.101.

Question: Shall this Ordinance be PASSED ON FIRST READING?

SPECIAL ORDER 3:00 P.M.

42. **061417** **[Hearing -Tentative Parcel Map, 455 Buena Vista East]**
Hearing of persons interested in or objecting to the decision of the Department of Public Works dated October 3, 2006, approving a proposed Tentative Parcel Map to create a 2-Lot Subdivision project located at 455 Buena Vista East, Lot 270 in Assessor's Block 2607. (Appellant: Peter Yedidia).
(Filed October 13, 2006; companion measure to Files 061487, 061488, 061489; District 8.)

11/7/2006, CONTINUED. Continued to December 12, 2006.
12/12/2006, CONTINUED. Continued to January 9, 2007
1/9/2007, CONTINUED. The President inquired as to whether or not any member of the public wished to address the Board Continued to January 23, 2007
Action:_____

(Only one of the following two motions should be approved.)

43. **061487** **[Approving decision of the Director of Public Works and approving the Tentative Parcel Map for 455 Buena Vista East]**
Motion approving decision of the Director of Public Works and approving the Tentative Parcel Map for a 2-lot subdivision project at 455 Buena Vista East, Lot 270 in Assessor's Block 2607, and making environmental and General Plan findings.

11/7/2006, CONTINUED. Continued to December 12, 2006.
12/12/2006, CONTINUED. Continued to January 9, 2007
1/9/2007, CONTINUED. Continued to January 23, 2007
Question: Shall this Motion be APPROVED?

44. **061488** **[Disapproving decision of the Director of Public Works and disapproving the Tentative Parcel Map for 455 Buena Vista East]**
Motion disapproving decision of the Director of Public Works and disapproving the Tentative Parcel Map for a 2-lot subdivision project at 455 Buena Vista East, Lot 270 in Assessor's Block 2607, and making environmental and General Plan findings.

11/7/2006, CONTINUED. Continued to December 12, 2006.
12/12/2006, CONTINUED. Continued to January 9, 2007
1/9/2007, CONTINUED. Continued to January 23, 2007
Question: Shall this Motion be APPROVED?

45. **061489** **[Preparation of findings related to the Tentative Parcel Map appeal for 455 Buena Vista East]**
Motion directing the Clerk of the Board to prepare findings relating to the Board of Supervisors' decision concerning a Tentative Parcel Map for a 2-lot subdivision project at 455 Buena Vista East, Lot 270 in Assessor's Block 2607, and making environmental and General Plan findings.

11/7/2006, CONTINUED. Continued to December 12, 2006.
12/12/2006, CONTINUED Continued to January 9, 2007
1/9/2007, CONTINUED. Continued to January 23, 2007
Question: Shall this Motion be APPROVED?

SPECIAL ORDER 3:00 P.M.

Board of Supervisors Sitting as a Committee of the Whole

46. 061379 **[Hearing - Acquisition of Property By Eminent Domain-Islais Creek MUNI Maintenance Facility]**

Hearing of persons interested in or objecting to proposed resolution authorizing the acquisition of 2.8 acres of property adjacent to City property at Indiana and Cesar Chavez Streets, consisting of portions of Assessor's Lots 2, 2A and 13 in Block 4349 and a portion of Assessor's Lot 3 in Block 4382, in the City and County of San Francisco, for construction of the Municipal Railway's new Islais Creek Motor Coach Operations and Maintenance Facility; adopting environmental findings under the California Environmental Quality Act ("CEQA"), CEQA Guidelines, and Administrative Code Chapter 31, and adopting findings under the General Plan and City Planning Code Section 101.1.

12/5/2006, CONTINUED. Continued to January 9, 2007 at 3:00 p.m.

1/9/2007, CONTINUED. The President inquired as to whether or not any member of the public wished to address the Board. Continued to January 23, 2007

Action:_____

Committee of the Whole Adjourn and Report Without Recommendation

47. 061377 **[To acquire property by Eminent Domain-Islais Creek MUNI Maintenance Facility]**

Supervisor Maxwell

Resolution authorizing acquisition of 2.8 acres of property adjacent to City property at Indiana and Cesar Chavez Streets, consisting of portions of Assessor's Lots 2, 2A and 13 in Block 4349 and a portion of Assessor's Lot 3 in Block 4382, in the City and County of San Francisco, for construction of the Municipal Railway's new Islais Creek Motor Coach Operations and Maintenance Facility; adopting environmental findings under the California Environmental Quality Act ("CEQA"), CEQA Guidelines, and Administrative Code Chapter 31, and adopting findings under the General Plan and City Planning Code Section 101.1.

(Fiscal impact.)

11/14/2006, SUBSTITUTED. Supervisor Maxwell submitted a substitute resolution bearing the same title.

12/5/2006, CONTINUED. Continued to January 9, 2007 at 3:00 p.m.

1/9/2007, CONTINUED. Continued to January 23, 2007

Question: Shall this Resolution be ADOPTED?

SPECIAL ORDER 3:30 P.M.

48. **061414** **[Public Hearing - Sidewalk Assessment Costs]**

Hearing of persons interested in or objecting to report of assessment costs submitted by the Director of Public Works for sidewalk and curb repairs ordered to be performed by said Director pursuant to Sections 707 and 707.1 of the Public Works Code, the costs thereof having been paid for out of a revolving fund.
(Clerk of the Board)

12/12/2006, HEARD AT PUBLIC HEARING. The President inquired as to whether or not any member of the public wished to address the Board.
Harry Gulbengay, Department of Public Works
Property Owner 701 Scott Street
The President declared the public hearing closed.

Action:_____

49. **061415** **[Report of assessment costs for sidewalk and curb repairs]**

Resolution approving report of assessment costs submitted by the Director of Public Works for sidewalk and curb repairs ordered to be performed by said Director pursuant to Sections 707 and 707.1 of the Public Works Code, the costs thereof having been paid for out of a revolving fund.

12/12/2006, CONTINUED. Continued to January 23, 2007

Question: Shall this Resolution be ADOPTED?

SPECIAL ORDER 3:30 P.M.

Called from the Government Audit and Oversight Committee

Board of Supervisors Sitting as a Committee of the Whole

50. 070041 **[Hearing - Recognizing the detrimental impact of mobbing on creating a safe and productive workplace for all employees]**

Hearing to consider a proposed Resolution requesting the Department of Human Resources to recognize the detrimental impact of mobbing on creating a safe and productive workplace for all employees.

Action:_____

Committee of the Whole Adjourn and Report Without Recommendation

51. 061543 **[Recognizing the detrimental impact of mobbing on creating a safe and productive workplace for all employees]**

Supervisor Sandoval

Resolution requesting the Department of Human Resources to recognize the detrimental impact of mobbing on creating a safe and productive workplace for all employees.

11/14/2006, REFERRED to Government Audit and Oversight Committee. Supervisor Elsbernd requested that this matter be referred to Committee.

1/9/2007, CALLED FROM COMMITTEE. Pursuant to Rule 5.31, Supervisor Sandoval called this measure from Government Audit and Oversight Committee

Question: Shall this Resolution be ADOPTED?

SPECIAL ORDER 3:30 P.M - Recognition of Commendations

52. ROLL CALL FOR INTRODUCTIONS

Roll call for introduction of ordinances, resolutions, charter amendments, requests for hearings, letters of inquiry, letters of request to the City Attorney and Board Members' reports on their regional body activities.

53. PUBLIC COMMENT

An opportunity for members of the public to directly address the Board on items of interest to the public that are within the subject matter jurisdiction of the Board, including items being considered today which have not been considered by a Board committee and excluding items which have been considered by a Board committee. Members of the public may address the Board for up to three minutes. Each member of the public will be allotted the same number of minutes to speak, except that public speakers using translation assistance will be allowed to testify for twice the amount of the public testimony time limit. If simultaneous translation services are used, speakers will be governed by the public testimony time limit applied to speakers not requesting translation assistance. The President or the Board may limit the total testimony to 30 minutes.
Members of the public who want a document placed on the overhead for display should clearly state such and subsequently remove the document when they want the screen to return to live coverage of the meeting.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures are introduced for adoption without committee reference. A unanimous vote is required for adoption of a resolution today. Any Supervisor may require any resolution to go to committee.

Items 54 through 64

54. 070023 **[Zoning - Extension of Planning Commission Review Period]**
Supervisor Maxwell
Resolution extending by 45 days the prescribed time within which the Planning Commission may render its decision on a proposed ordinance to amend San Francisco Planning Code Section 317 to prohibit demolition of a residential building unless the Planning Commission issues a conditional use authorization for the replacement structure.

1/9/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

55. 070024 **[Resolution honoring the 50 years of dedicated service that Sergeant Wertz has provided to the San Francisco Police Department and the citizens of San Francisco]**
Supervisor Dufty
Resolution honoring the 50 years of dedicated service that Sergeant Wertz has provided to the San Francisco Police Department and the citizens of San Francisco.

1/9/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

56. 070025 **[Urging the Names Project Foundation to return the AIDS quilt to San Francisco]**
Supervisors Ammiano, Dufty, Elsbernd, Mirkarimi, Daly, Peskin
Resolution urging the Names Project Foundation to return the AIDS quilt to San Francisco as soon a possible.

1/9/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

57. 070026 **[Wishing Norman Yee a full and rapid recovery]**

Supervisors Ammiano, Dufty

Resolution wishing Board of Education President Norman Yee a full and rapid recovery.

1/9/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING

Question: Shall this Resolution be ADOPTED?

58. 070027 **[Support for San Francisco's Unified School District's efforts to purchase and implement a Point of Sale system to improve the Student Nutrition Services meal programs]**

Supervisor Elsbernd

Resolution supporting San Francisco's Unified School District's efforts to purchase and implement a Point of Sale system to improve the Student Nutrition Services meal programs.

1/9/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

59. 070028 **[Commendation for Jeff S. Blanchfield]**

Supervisor Peskin

Resolution commending Jeffrey S. Blanchfield for his significant contributions in protecting San Francisco Bay and encouraging the development of its shoreline.

1/9/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

60. 070029 **[Issuance and Sale of Revenue Bonds - St. Anthony Foundation]**

Supervisor Daly

Resolution approving the issuance and sale of tax-exempt bonds by the ABAG Finance Authority for Nonprofit Corporations in an aggregate principal amount not to exceed $12,000,000 to finance various capital facilities owned by St. Anthony Foundation or an affiliate.

1/9/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

61. 070030 **[Grant of Federal Funds - Municipal Transportation Agency]**

Supervisor Jew

Resolution authorizing the Municipal Transportation Agency to accept and expend a grant from the Transportation Security Administration to provide the San Francisco Municipal Transportation Agency with three bomb detection canines, all associated training, hotel and travel expenses, veterinary care and feed for the three teams (canine and handler), and $120,500 for expenditures required to implement the program.

1/9/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

62. 070046 **[Final Map - 410 Jessie Street]**

Motion approving Final Map 3970, a 56 Unit Mixed-Use Condominium Project, located at 410 Jessie Street being a subdivision of Lots 79-112 in Assessors Block No. 3704 and adopting findings pursuant to the General Plan and City Planning Code Section 101.1
(Public Works Department)

1/2/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Communication be RECEIVED?

63. 070047 **[Final Map - 2655 Van Ness Avenue]**

Motion approving Final Map 4076, a 32 Unit Mixed - Use Condominium Project, located at 2655 Van Ness Avenue being a subdivision of Lot 1 in Assessors Block No. 0522 and adopting findings pursuant to the General Plan and City Planning Code Section 101.1
(Public Works Department)

1/4/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

64. 070048 **[Final Map - 3000 23rd Street]**

Motion approving Final Map 3398, a 54 Unit Residential Condominium Project, located at 3000 23rd Street being a subdivision of Lot 4 in Assessors Block No. 3639 and adopting findings pursuant to the General Plan and City Planning Code Section 101.1
(Public Works Department)

1/4/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

*Questions on the For Adoption Without Committee Reference Agenda:*_____

65. IMPERATIVE AGENDA

Resolution(s), if any, to be adopted within limits imposed by the Sunshine Ordinance and the Ralph M. Brown Act introduced today, not on the printed agenda. For such resolutions to be considered, the Board must first adopt the Serious Injury Finding or the Purely Commendatory Finding and the Brown Act Finding. Each motion requires 8 votes or a unanimous 6 or 7. A unanimous vote is required for the resolution(s).

[Serious Injury Finding]
Motion that the Board find that for the resolution(s) being considered at this time "the need to take action is so imperative as to threaten serious injury to the public interest if action is deferred to a later meeting."

[Purely Commendatory Finding]
Motion that the Board find that the resolution(s) being considered at this time are purely commendatory.

[Brown Act Finding]
Motion that the Board find by roll call vote that for the resolutions being considered at this time there is a need to take immediate action and the need to take action came to the attention of the City and County of San Francisco after the agenda was posted.

OFF-AGENDA LEGISLATION

PROPOSED ORDINANCES

Proposed ordinance received from January 3, 2007 through January 12, 2007, for reference by President to appropriate committee on January 23, 2007.

070005 **[Settlement of Lawsuit - Pacific Gas and Electric Company v. CCSF]**
Ordinance authorizing settlement of the lawsuit filed by Pacific Gas & Electric ("PG&E") against the City and County of San Francisco for $6,700; the lawsuit was filed on May 4, 2005 in San Francisco Superior Court, Case No. CGC-05-440982; entitled Pacific Gas and Electric Company v. City and County of San Francisco; other material terms of said settlement are set forth in the Stipulated Judgment and Final Order of Condemnation, contained in Board of Supervisors File No. 070005. (City Attorney)

1/2/2007, RECEIVED AND ASSIGNED to Rules Committee.

PROPOSED RESOLUTIONS

Proposed resolutions received from January 3, 2007 through January 12, 2007, for reference by President to appropriate committee on January 23, 2007.

070034 **[Parking Regulations]**
Resolution enacting and rescinding parking regulations at various locations.

TOW-AWAY NO STOPPING, 4 PM TO 6 PM, MONDAY THROUGH FRIDAY - RESCIND
TOW-AWAY, NO STOPPING ANYTIME - ESTABLISH
Howard Street, north side, from 9th Street to 200 feet easterly

TOW-AWAY NO STOPPING, 3 PM TO 7 PM, MONDAY THROUGH FRIDAY – ESTABLISH
9th Street, east side, from Howard Street to Tehama Street
(Parking and Traffic Department)
(1/11/07: Categorically exempt from Environmental Review Class 1(c)(9) changes in traffic and parking regulations, including installation and replacement of signs in connection therewith, where such changes do not establish a higher speed limit along a significant portion of the street and will not result in more than a negligible increase in use of the street; DPT Order No. 3275.)

1/11/2007, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

070035 **[Traffic Regulations]**
Resolution enacting and rescinding traffic regulations on various streets.

MULTIPLE RIGHT TURN LANES - RESCIND
RIGHT LANE MUST TURN RIGHT - ESTABLISH
Howard Street, westbound, at 9th Street

BICYCLE LANES - ESTABLISH
Howard Street, between 9th Street and 200 feet easterly
(Parking and Traffic Department)
(1/11/07: Categorically exempt from Environmental Review Class 1(c)(15) Rechannelization or change of traffic direction, where no more than a negligible increase in use of the street will result: DPT Order No. 3275.)

1/11/2007, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

070036 **[Parking Regulations]**

Resolution enacting and rescinding parking regulations at various locations.

RESIDENTIAL PERMIT PARKING AREA "D" - ESTABLISH
Baden Street, west side, between Mangels to the northern terminus (400 block) (includes addresses, but no signs will be posted).

UNMETERED MOTORCYCLE PARKING - ESTABLISH
8th Street, east side, from 52 feet to 78 feet south of Heron Street (26 foot zone, accommodating 6 unmetered motorcycle spaces); and,
15th Street, north side, from Market Street to 20.5 feet easterly (18-foot space, accommodating 5 unmetered motorcycle spaces).

TOW-AWAY, NO PARKING ANYTIME – ESTABLISH
Carolina Street south side, between Wisconsin Street and Caire Terrace (65-foot zone).

RESIDENTIAL PERMIT AREA "R" (2-HOUR TIME LIMIT, 9 AM TO 6 PM, MONDAY THROUGH SATURDAY) - ESTABLISH
Gough Street, west side, between Fulton and Grove Street (replaces 1-Hour signed time limit).

RESIDENTIAL PERMIT PARKING AREA "F," 9 AM TO 4 PM, MONDAY THROUGH FRIDAY - ESTABLISH
Spruce Street, east side, from California Street to 140 feet northerly; and,
California Street, south side, from Parker Avenue to 110 feet easterly.

NO PARKING, 7 AM TO 8 AM, MONDAY THROUGH FRIDAY - RESCIND
Maple Street,T both sides, between California and Sacramento Streets.

PARKING METER AREA 3 (2 HOUR TIME LIMIT, 9 AM TO 6 PM, MONDAY THROUGH SATURDAY) - ESTABLISH
California Street, north side, between Spruce and Cherry Streets;
California Street, south side, between Spruce Street and 110 feet east of Parker Avenue;
Gough Street, east side, between Grove and Fulton Streets;
Presidio Avenue, west side, from California Street to Pine Street;
Stanyan Street, east side, from Haight Street to 90 feet southerly; and,
19th Street, north side, from 80 feet to 110 feet west of Castro (to accommodate installing three motorcycle parking meters).

NO PARKING, MIDNIGHT TO 6:00 A.M., EVERYDAY - ESTABLISH
Alice B. Toklas Place, south side, from 24 feet east of Van Ness Avenue to 130 feet easterly (100 block).

TOW-AWAY, NO STOPPING ANYTIME - ESTABLISH
Stevenson Street, south side, from 5th Street to 100 feet westerly; and,
Marin Street, north side, from Kansas Street to 50 feet westerly.

TOUR BUS PARKING – RESCIND
Mint Street, east side, between Mission and Jessie Streets.
(Parking and Traffic Department)

(1/11/07: Categorically exempt from Environmental Review Class 1(c)(9) changes in the traffic and parking regulations where such changes do not establish a higher speed limit or result in more than a negligible increase in the use of the street; DPT Order No. 3299.)

1/11/2007, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

070037 **[STOP Intersections]**
Resolution designating certain intersections as "STOP" intersections.

STOP SIGNS – ESTABLISH
Front and Green Streets, stopping Front Street, making this intersection an All-Way STOP;
Beaver Street at Noe Street, stopping the stem of this T-intersection;
Sweeny at Merrill Street, making this intersection an All-Way STOP;
Northbound London Street at Avalon Avenue, stopping the stem of this T-intersection;
Northbound Paris Street at Avalon Avenue, stopping the stem of this T-intersection;
Flood Avenue at Circular Avenue, stopping the stem of this T-intersection;
Hearst Avenue at Circular Avenue, stopping the stem of this T-intersection; and,
Staples Avenue at Circular Avenue, stopping the stem of this T-intersection.
(Parking and Traffic Department)
(1/11/07: Categorically exempt from Environmental Review Class 1(c)(9) changes in the traffic and parking regulations where such changes do not establish a higher speed limit or result in more than a negligible increase in the use of the street; DPT Order No. 3299.)

1/11/2007, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

070038 **[Traffic Regulations]**
Resolution enacting and rescinding traffic regulations on various streets.

RIGHT LANE MUST TURN RIGHT EXCEPT TRANSIT - ESTABLISH
Fulton Street, eastbound,at Stanyan Street.

NO LEFT TURN, 11 AM TO 6 PM, EVERYDAY – RESCIND
NO LEFT TURN, 7 AM TO 7 PM, EVERYDAY – ESTABLISH
Fulton Street, eastbound, at Stanyan Street.

NO LEFT TURN, 11 AM TO 6 PM, EVERYDAY – RESCIND
NO LEFT TURN, 3 PM TO 7 PM, MONDAY THROUGH FRIDAY – ESTABLISH
Fulton Street, westbound, at Stanyan Street.

ONE-WAY STREET - ESTABLISH
Sala Terrace, from Huron Street toward Ellington Street.

ONE-WAY STREET (NORTHBOUND) - RESCIND
ONE-WAY STREET (SOUTHBOUND) - ESTABLISH
Ritch Street, between Brannan and Townsend Streets (300 block)
(Parking and Traffic Department)
(1/10/07: Categorically exempt from Environmental Review Class 1(c)(9) changes in the traffic and parking regulations where such changes do not establish a higher speed limit or result in more than a negligible increase in the use of the street; DPT Order No. 3299.)

1/11/2007, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

070064 **[Petitions and Communications]**

Petitions and Communications received from January 3, 2007 through January 12, 2007 for reference by the President to January 23, 2007.

From Real Estate Division, submitting report concerning the public auction of city property held on December 12, 2006. (1)

From Office of the Controller, submitting report concerning review of the revenue parking system at the North Beach and Vallejo Street garages. (2)

From Office of the Treasurer, submitting the investment activity (for fiscal year to date) of the portfolios under the Treasurer's management. (3)

From Municipal Transportation Agency, submitting report regarding overtime justification/Administrative Code Section 18.13.1. (4)

From Department of Public Works, submitting request for release of reserved funds (in the amount of $1,304,799) for the City's Asphalt Plant. (5)

From Office of the Controller, submitting financial audit report regarding Statement of Net Assets and changes in Net Assets of the City and County of San Francisco Investment Pool held by the Office of the Treasurer and Tax Collector as of June 30, 2006. (6)

From State Public Utilities Commission, submitting copy of application from the Blue and Gold Fleet requesting authorization for passenger fare increases on its vessel common carrier service on San Francisco Bay between Tiburon and authorized points in San Francisco. (7)

From Office of the City Administrator, submitting support for supplemental appropriation for $217,736,000 to fund the Water System Improvement Program through December 31, 2007. Files 07001 and 07002 (8)

From Health Service System, submitting request for release of reserved funds (in the amount of $59,654) to fund two reserved Benefits Analyst positions from March 1, 2007 through June 30, 2007. (9)

From Office of the Clerk of the Board, submitting Form 700 Statement of Economic Interests from: (10)
Fiona Ma, former Member of the Board of Supervisors
William Barnes II, Legislative Assistant to former Supervisor Fiona Ma
Edmond Jew, Member of the Board of Supervisors
Barbara Meskunas, Legislative Assistant to Supervisor Edmond Jew
Caherine Stefani, Legislative Assistant to Supervisor Michela Alioto-Pier

From Employees' Retirement System, submitting the adopted City and County employer retirement contribution rates for fiscal year 2007-2008. (11)

From Scot Jacques, regarding appeal of categorical exemption from environmental review of property located at 3300 Clay Street. File 061396 (12)

From Clerk of the Board, submitting notice that the following City departments have submitted its conflict-of-interest code: (13)
Board of Examiners
San Francisco Community Health Authority

From Martin Winderl, regarding his unsuccessful attempt to reach the Office of Emergency Services. (14)

From Christian Holmer, regarding immediate disclosure request from various City departments. 6 letters (15)

From concerned citizens, urging the Board of Supervisors to stop spending so much time on political and ideological matters and more on basic quality of life issues. 20 letters (16)

From Department of Parking and Traffic, regarding request for additional Stop controls at the intersection of Lawton and 11th Avenue. (Reference No. 20061017-004) Copy: Supervisor Elsbernd (17)

From Department of Public Works, submitting the Defective Sidewalk Repair Revolving Account for the quarter period of October 1, 2006 though December 31, 2006. (18)

From Office of the Controller, submitting report concerning the concession review of Brookstone Company, Inc. (19)

From T Mobile USA, Inc., submitting notification letter to California Public Utilities Commission regarding the cellular base site at Water Lily Cleaners located at 2201 Powell Street. (20)

From T Mobile USA, Inc., submitting notification letter to California Public Utilities Commission regarding the cellular base site at Kelly More Paints located at 565 South Van Ness Avenue. (21)

From Robert Nunez, Martel Tolor, Jacek Ostoya and Nabiel Musleh, submitting request to transfer a Type 48 on-sale general public premises liquor license from 877 Bryant Street to 46 Minna Street to Robert Nunez, Martel Tolor, Jacek Ostoya and Nabiel Musleh dba Harolt. (22)

From James Chaffee, regarding response from Gloria Young concerning the Board's Inaugural meeting held on Monday, January 8, 2007. (23)

From Planning Department, responding to request to identify the "contradictions" in the San Francisco General Plan that require the Department to "balance" competing interests. (Reference No. 20061212-002) Copy: Supervisor Daly (24)

From Planning Department, submitting the San Francisco Commerce and Industry Inventory Report for 2006. (25)

From Budget Analyst Office, submitting a management audit of the Department of Public Works. (26)

From concerned citizens, urging the Police Department to do a thorough investigation of the attack on the visiting Yale students. 6 letters (27)

From Scott Jacques, regarding appeal of categorical exemption from environmental review of property located at 3300 Clay Street. File 061396 (28)

From concerned citizens, submitting support for the Trinity Plaza Development agreement at 1167 Market Street, 670-693 Stevenson Street and 1164 Mission Street. File 061217, 2 letters (29)

From concerned citizens, commenting on the proposed citywide wi-fi plan. 6 letters (30)

From Department of Parking and Traffic, regarding request for street cleaning signage on the 2100 block of Funston Street. (Reference No. 20061205-001) Copy: Supervisor Elsbernd (31)

From Municipal Transportation Agency, regarding status of repainting various crosswalks in District 5. (Reference No. 20061205-016) Copy: Supervisor Mirkarimi (32)

From Municipal Transportation Agency, regarding pedestrian safety on Market Street between Guerrero and Laguna Streets. (33)

From Francisco Da Costa, commenting on the Eastern Neighborhood Plan and Bayview Hunters Point. (34)

From Shelter Monitoring Committee, submitting the 2005-2006 Annual Report of the Shelter Monitoring Committee. (35)

From Department of Public Works, regarding status of removing graffiti from various locations in District 5. (Reference No. 20061024-005) Copy: Supervisor Mirkarimi (36)

From Department of Public Works, regarding status of repairing the parking sign located at 1543 Fulton Street. (Reference No. 20061114-004) Copy: Supervisor Mirkarimi (37)

From Department of Public Works, regarding status of removing graffiti from parking signs at various locations in District 5. (Reference No. 20061114-003) Copy: Supervisor Mirkarimi (38)

From Mayor's Office on Disability, responding to constituent regarding Segway use by the disabled in San Francisco. (39)

From W. Foster, regarding parking citations issued to his vehicles. (40)

From concerned citizens, commenting on the increase in the State ID Card Program. 2 letters (41)

From Sarah Goebel, submitting support to make the ice skating roller rink at the Embarcadero permanent. (42)

From Peter Weisman, regarding the huge number of homeless, prostitutes and drug dealers in San Francisco. Copy: Mayor (43)

From Ahimsa Sumchai, regarding "sick buildings" in San Francisco. (44)

From Wibnter Dellenbach, commenting on the Code Pink Demonstration. Copy: Supervisor Peskin (45)

From John McGlynn, regarding the lack of service on the J Church line on January 12, 2007. Copy: Muni (46)

From Amanda Wilson, requesting additional city lighting at the bottom of the Park area off the crooked part of Vermont Street (between 20th and 22nd). Copy: Supervisor Maxwell (47)

From Golden Gate Bridge, Highway and Transportation District, submitting annual report for the Golden Gate Bridge, Highway and Transportation District. (48)

ADJOURNMENT

BOARD of SUPERVISORS

City Hall
Dr. Carlton B. Goodlett Place, Room 244
San Francisco 94102-4689
Tel. No. 554-5184
Fax No. 554-5163
TDD/TTY No. 544-5227

DOCUMENTS DEPT.

JAN 18 2007

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City and County of San Francisco
NOTICE OF PUBLIC HEARING
Board of Supervisors

General Notice

Transmitted: January 19, 2007

A public hearing will be held on January 30, 2007 at 3:00 p.m., or as soon as possible after this time, at Legislative Chamber, Room 250, City Hall, 1 Dr. Carlton B. Goodlett Place, San Francisco, CA 94102

The Board of Supervisors will hold a public hearing relative to the listed subject. All interested parties are cordially invited to attend. Persons who are unable to attend the hearing may submit written comments regarding this matter prior to the beginning of the hearing. These comments will become part of the official public record.

Mail comments for the listed file to: Board of Supervisors, City Hall, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102.

070049 Public Hearing – Tentative Parcel Map for 1170-1180 Green Street

Hearing of persons interested in or objecting to the decision of the Department of Public Works dated December 28, 2006, approving a proposed Tentative Parcel Map for a 6 unit condominium located at 1170-1180 Green Street, Lot 012 in Assessor's Block 0122. (Appellant: Jamie Cherry, Russian Hill Community Association).

Gloria L. Young, Clerk of the Board

NOTE: Pursuant to Government Code Section 65009, the following notice is hereby given: if you challenge, in court, the Tentative Parcel Map described above, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the Board of Supervisors at, or prior to, the public hearing.

BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO

AGENDA

DOCUMENTS DEPT
JAN 29 2007
SAN FRANCISCO
PUBLIC LIBRARY

Legislative Chamber - Second Floor
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689
Tuesday, January 30, 2007 2:00 PM

Regular Meeting

AARON PESKIN, PRESIDENT
MICHELA ALIOTO-PIER, TOM AMMIANO, CHRIS DALY,
BEVAN DUFTY, SEAN ELSBERND, ED JEW, SOPHIE MAXWELL,
JAKE McGOLDRICK, ROSS MIRKARIMI, GERARDO SANDOVAL

Gloria L. Young, Clerk of the Board

Agendas of the Board of Supervisors are available on the internet at www.ci.sf.ca.us/bdsupvrs

BOARD COMMITTEES

Committee Membership	Meeting Days
Budget and Finance Committee Supervisors Daly, Dufty, Peskin	Wednesday 1:00 PM
City and School District Select Committee Supervisors Ammiano, Maxwell, Commissioners Chin, Commissioner Kelly, Commissioner Wynns	2nd Monday (Bi-monthly) 4:00 PM
City Operations and Neighborhood Services Committee Supervisors McGoldrick, Dufty, Jew	1st and 3rd Monday 1:00 PM
Government Audit and Oversight Committee Supervisors Ammiano, Alioto-Pier, Peskin	2nd and 4th Monday 1:00 PM
Land Use and Economic Development Committee Supervisors Maxwell, Sandoval, McGoldrick	Wednesday 1:00 PM
Rules Committee Supervisors Mirkarimi, Elsbernd, Ammiano	Thursday 10:00 AM
Select Committee on Ending Gun and Gang Violence Supervisors Maxwell, Mirkarimi, Ammiano	1st and 3rd Monday 10:00 AM

First-named Supervisor/Commissioner is Chair, Second-named Supervisor/Commissioner is Vice-Chair, of the Committee.

Board Meeting Procedures

The Board of Supervisors is the Legislative Body of the City and County of San Francisco. The Board considers ordinances and resolutions, most of which have been the subject of hearings before the standing committees of the board at which members of the public are urged to testify. The full Board does not hold a second public hearing on measures which have been heard in committee.

Board procedures do not permit: 1) persons in the audience to vocally express support or opposition to statements by Supervisors or by other persons testifying; 2) ringing and use of cell phones, pagers and similar sound-producing electronic devices, (Violators may be removed from the meeting room.) 3) signs to be brought into the meeting or displayed in the room; and 4) standing in the Legislative Chamber.

Citizens are encouraged to testify at Board hearings and to write letters to the Board and to its members, City Hall, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102.

USING LAPTOP COMPUTERS FOR PRESENTATIONS: Please contact City Hall Media Services at (415) 554-4933 to coordinate the use of laptop computers for presentations at the meeting. Computers to be used are required to be tested in advance. The presenter should arrive 30 minutes prior to the meeting to connect and test their computer.

THE AGENDA PACKET IS AVAILABLE AT CITY HALL, ROOM 244, RECEPTION DESK. Agendas are available on the internet at www.sfgov.org/site/bdsupvrs_index.asp?id=4383 For information, call (415) 554-5184.

Board meetings are cablecast on SF Cable 26. For video tape copies and scheduling call (415) 557-4293.

Results of each Board meeting can be obtained about a half hour after the end of the meeting by telephoning (415) 554-5555.

Requests for language interpreters at a meeting must be received at least 48 hours in advance of the meeting to help ensure availability. Contact Madeleine Licavoli at (415) 554-7722.

AVISO EN ESPAÑOL: La solicitud para un traductor en una reunion debe recibirse antes de mediodia de el viernes anterior a la reunion. Llame a Erasmo Vazquez (415) 554-4909.

翻譯 *必須在會議前最少四十八小時提出要求*
請電 (415) 554-7701

Disability Access

The Legislative Chamber and the Committee Room in City Hall are wheelchair accessible.

Meetings are real-time captioned and are cablecast open-captioned on SF Cable 26. Assistive listening devices for the Legislative Chamber are available upon request at the Clerk of the Board's Office, Room 244. Assistive listening devices for the Committee Room are available upon request at the Clerk of the Board's Office, Room 244 or in the Committee Room. To request sign language interpreters, readers, large print agendas or other accommodations, please contact Madeleine Licavoli at (415) 554-7722 or (415) 554-5227 (TTY). Requests made at least 48 hours in advance of the meeting will help to ensure availability.

The nearest accessible BART station is Civic Center (Market/Grove/Hyde Streets). Accessible MUNI Metro lines are the J, K, L, M, and N (Civic Center or Van Ness Stations). MUNI bus lines serving the area are the 47 Van Ness, 9 San Bruno, and the 6, 7, 71 Haight/Noriega. For more information about MUNI accessible services, call (415) 923-6142.

There is accessible parking in the vicinity of City Hall at Civic Center Plaza and adjacent to Davies Hall and the War Memorial Complex. Accessible curbside parking is available on Dr. Carlton B. Goodlett Place and Grove Street.

In order to assist the City's efforts to accommodate persons with severe allergies, environmental illness, multiple chemical sensitivity or related disabilities, attendees at public meetings are reminded that other attendees may be sensitive to perfumes and various other chemical-based scented products. Please help the City to accommodate these individuals.

Know Your Rights Under the Sunshine Ordinance

Government's duty is to serve the public, reaching its decision in full view of the public. Commissions, boards, councils and other agencies of the City and County exist to conduct the people's business. This ordinance assures that deliberations are conducted before the people and that City operations are open to the people's review.

For information on your rights under the Sunshine Ordinance (Chapter 67 of the San Francisco Administrative Code) or to report a violation of the ordinance, contact Frank Darby by mail to Sunshine Ordinance Task Force, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco CA 94102, by phone at (415) 554-7724, by fax at (415) 554-7854 or by email at sotf@sfgov.org

Citizens may obtain a free copy of the Sunshine Ordinance by contacting Mr. Darby or by printing Chapter 67 of the San Francisco Administrative Code on the Internet, at http://www.sfgov.org/sunshine

Lobbyist Registration and Reporting Requirements

Individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [SF Campaign & Governmental Conduct Code Sec. 2.100] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the San Francisco Ethics Commission at 30 Van Ness Avenue, Suite 3900, San Francisco, CA 94102; telephone (415) 581-2300; fax (415) 581-2317; web site www.sfgov.org/ethics

ROLL CALL AND PLEDGE OF ALLEGIANCE

APPROVAL OF MEETING MINUTES

Motion to approve Board Meeting Minutes for January 9, 2007.

AGENDA CHANGES

COMMUNICATIONS

Note: Each item on the Consent or Regular agenda may include the following documents:
1) Legislation
2) Budget Analyst report
3) Legislative Analyst report
4) Department or Agency cover letter and/or report
5) Public correspondence
These items will be available for review at City Hall, Room 244, Reception Desk.

SPECIAL ORDER 2:00 P.M. - Mayor's Appearance Before The Board

(This item will be read at the third regularly scheduled Board meeting of every month)

The following is a time dedicated for the Mayor to discuss with the Board of Supervisors issues pertaining to the governance of the City and County of San Francisco. The Board of Supervisors offers this time for dialogue on the third regularly scheduled Board meeting of every month pursuant to the will of the voters as expressed in Proposition I in November of 2006.

Should the Mayor fail to appear after five minutes of the item being called, the Clerk shall remove the item from the Board's agenda, and the item shall not be considered by the Board. Should the Mayor appear and the Board therefore consider this item, public comment for this item will take place during public comment.

January 23, 2007 - Consideration Continued to January 30, 2007.

CONSENT AGENDA

All matters listed hereunder constitute a Consent Agenda, are considered to be routine by the Board of Supervisors and will be acted upon by a single roll call vote of the Board. There will be no separate discussion of these items unless a member of the Board so requests, in which event the matter shall be removed from the Consent Agenda and considered as a separate item.

Items 1 through 9

Recommendation of the City Operations and Neighborhood Services Committee

Present: Supervisors McGoldrick, Dufty, Jew

1. 061675 **[Amending the Traffic Code to replace obsolete references to the Public Utilities Commission with references to the Municipal Transportation Agency]**

Supervisor McGoldrick

Ordinance (1) amending the San Francisco Traffic Code by amending Sections 13 and 32.1.10 and (2) amending the San Francisco Public Works Code by amending Section 250.242 to replace obsolete references to the Public Utilities Commission with references to the Municipal Transportation Agency ("MTA") to reflect the MTA's assumption of authority over functions previously under the jurisdiction of the Commission.
(Parking and Traffic Department)

1/23/2007, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendations of the Land Use and Economic Development Committee

Present: Supervisors Maxwell, Sandoval, McGoldrick

2. 061068 **[Time limits for Landmarks Board and Planning Commission review of proposed landmarks and historic districts]**

Supervisors Maxwell, Peskin

Ordinance amending Planning Code Sections 1004.2 and 1004.3 to provide for specific time limits for Landmarks Board and Planning Commission review of proposed landmark and historic district designations; and making General Plan and Planning Code Section 101(b) findings.

7/25/2006, SUBSTITUTED. Supervisor Maxwell submitted a substitute ordinance bearing new title.

1/23/2007, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

3. 061109 **[Building Code - Northwest Mt. Sutro Slope Protection Area.]**

Supervisor Elsbernd

Ordinance amending the San Francisco Building Code by adding Section 106.4.1.3 to create a Northwest Mt. Sutro Slope Protection Area and require the Structural Advisory Committee to review and make recommendations on specified permit applications within that area, which is generally bounded on the east by Crestmont Drive and its undeveloped northern extension, on the south along Oak Park to its intersection with Christopher Boulevard, west to Warren Drive, north along Warren Drive to the 6th Avenue and Kirkham Street intersection, and Kirkham Street in an easterly direction to its end at the undeveloped extension of Crestmont Drive, and to require mandatory denial of the permit by the Director of Building Inspection under specified circumstances; amending Section 105.6.2 to specify the composition of the Structural Advisory Committee for permit applications located within the Northwest Mt. Sutro Slope Protection Area; amending Building Code Section 106.3.2 to require that the applicant for certain permit applications located within the Northwest Mt. Sutro Slope Protection Area provide substantial documentation that there exists sufficient infrastructure to support the proposed residential development and that the proposed emergency access routes meet standards in effect at the time of the application; amending Building Code Section 1701.5 to require special inspections throughout the construction process for sites located within the Northwest Mt. Sutro Slope Protection Area; and amending Section 106.4.1.2.4 to amend the mandatory denial of the permit by the Director of Building Inspection requirements in the Edgehill Mountain Slope Protection Area.

12/12/2006, SUBSTITUTED. Supervisor Elsbernd submitted a substitute ordinance bearing new title.

1/23/2007, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

4. 061623 **[Landmark Designation of 3750 18th Street (Mission High School)]**

Supervisors Peskin, Dufty

Ordinance Designating 3750 18th Street, Mission High School, as a Landmark under Planning Code Article 10; and adopting General Plan, Planning Code Section 101.1(b) and environmental findings. (Planning Department)

1/23/2007, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

5. 061663 **[Public Works - Encroachment under Halleck Street between Battery and Front Streets]**

Supervisor McGoldrick

Ordinance granting revocable permission pursuant to Public Works Code Section 786 to Steven M. David to occupy a portion of the public right-of-way to install an underground encroachment under Halleck Street between Battery and Front Streets to provide electrical service to 212 California Street (Assessor's Block 0237, Lot 007) conditioned upon the payment of an annual assessment fee as set forth in Public Works Code Section 2.1.1(h)(iii) for underground vaults and making environmental findings and findings of consistency with the General Plan and the priority policies of Planning Code Section 101.1.
(Public Works Department)

1/23/2007, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendations of the Rules Committee

Present: Supervisors Mirkarimi, Elsbernd, Ammiano

6. 061666 **[Settlement of Lawsuit - Omari McGee]**

Ordinance authorizing settlement of the lawsuit filed by Omari McGee against the City and County of San Francisco for $75,000.00; the lawsuit was filed on March 10, 2006 in United States District Court, Case No. C06-1621 CRB; entitled Omari McGee v. City and County of San Francisco, et al. (City Attorney)

1/23/2007, PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

7. 061667 **[Settlement of Lawsuit - John Curran]**

Ordinance authorizing settlement of the lawsuit filed by John Curran against the City and County of San Francisco for $32,186; the lawsuit was filed on April 4, 2006 in San Francisco Superior Court, Case No. 450-899; entitled John Curran v. City and County of San Francisco, et al; other material terms of said settlement are that Curran will receive the equivalent of six (6) working days of sick leave with pay credits and eight (8) working days of vacation allowance credits. (City Attorney)

1/23/2007, PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

8. 060344 **[Corrective amendment to Administrative Code Section 6.61]**

Supervisor Peskin

Ordinance approving a corrective amendment to Administrative Code Chapter 6, Section 6.61, to conform to amendment approved April 1, 2005, under Ordinance 58-05, File No. 041571, relating to the award procedure for design-build contracts.

1/23/2007, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

9. 061647 **[Graffiti Advisory Board - Membership]**

Supervisors Peskin, Jew

Ordinance amending the San Francisco Administrative Code by amending Section 5.170 to reconstitute the membership of the Graffiti Advisory Board, to provide all members with the right to vote, and to correct the reference to Charter Section 4.101.

1/23/2007, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

*Questions on the Consent Agenda are on final passage, first reading, or adoption, as indicated:*_____

REGULAR AGENDA

UNFINISHED BUSINESS

From the Clerk

(Only one of the following two motions should be approved.)

10. 061487 **[Approving decision of the Director of Public Works and approving the Tentative Parcel Map for 455 Buena Vista East]**
Motion approving decision of the Director of Public Works and approving the Tentative Parcel Map for a 2-lot subdivision project at 455 Buena Vista East, Lot 270 in Assessor's Block 2607, and making environmental and General Plan findings.

11/7/2006, CONTINUED. Continued to December 12, 2006.
12/12/2006, CONTINUED. Continued to January 9, 2007
1/9/2007, CONTINUED. Continued to January 23, 2007
1/23/2007, CONTINUED. Continued to January 30, 2007.
Question: Shall this Motion be APPROVED?

11. 061488 **[Disapproving decision of the Director of Public Works and disapproving the Tentative Parcel Map for 455 Buena Vista East]**
Motion disapproving decision of the Director of Public Works and disapproving the Tentative Parcel Map for a 2-lot subdivision project at 455 Buena Vista East, Lot 270 in Assessor's Block 2607, and making environmental and General Plan findings.

11/7/2006, CONTINUED. Continued to December 12, 2006.
12/12/2006, CONTINUED. Continued to January 9, 2007
1/9/2007, CONTINUED. Continued to January 23, 2007
1/23/2007, CONTINUED. Continued to January 30, 2007.
Question: Shall this Motion be APPROVED?

12. 061489 **[Preparation of findings related to the Tentative Parcel Map appeal for 455 Buena Vista East]**
Motion directing the Clerk of the Board to prepare findings relating to the Board of Supervisors' decision concerning a Tentative Parcel Map for a 2-lot subdivision project at 455 Buena Vista East, Lot 270 in Assessor's Block 2607, and making environmental and General Plan findings.

11/7/2006, CONTINUED. Continued to December 12, 2006.
12/12/2006, CONTINUED. Continued to January 9, 2007
1/9/2007, CONTINUED. Continued to January 23, 2007
1/23/2007, CONTINUED. Continued to January 30, 2007.
Question: Shall this Motion be APPROVED?

Recommendations of the Budget and Finance Committee

Present: Supervisors Daly, Dufty, Peskin

13. 061526 [Setting a May 1 cutoff for the annual renewal of taxi driver permits]
Supervisor Elsbernd
Ordinance amending the San Francisco Business and Tax Regulations Code by adding Section 76.5, to set a May 1 cutoff for the annual renewal of taxi driver permits.

1/23/2007, PASSED ON FIRST READING.
Question: Shall this Ordinance be FINALLY PASSED?

14. 061527 [Synchronizing the cycle for the Controller's biennial review of taxi fares and the gate cap with the City's budget cycle]
Supervisor Elsbernd
Ordinance amending the San Francisco Police Code by amending Section 1137, to synchronize the cycle for the Controller's biennial review of taxi fares and the gate cap with the City's budget cycle.

1/23/2007, PASSED ON FIRST READING.
Question: Shall this Ordinance be FINALLY PASSED?

15. 070001 [Appropriating $217,736,000 of San Francisco Water Revenue Bonds for the San Francisco Public Utilities Commission Water System Improvement Program for Fiscal Year 2006-2007]
Mayor
Ordinance appropriating $217,736,000 of San Francisco Water Revenue Bonds, 2006 Series A, to support various projects under the Water System Improvement Program (WSIP) in the Public Utilities Commission for FY 2006-07.

1/23/2007, PASSED ON FIRST READING.
Question: Shall this Ordinance be FINALLY PASSED?

16. 070002 [Public Employment]
Mayor
Ordinance amending Ordinance No. 203-06 (Annual Salary Ordinance FY 2006-2007) to reflect the addition of 19 positions (4.75 FTE) at the Public Utilities Commission (PUC) and 4 Positions (1.6 FTE) at the City Attorney (CAT).

1/23/2007, PASSED ON FIRST READING.
Question: Shall this Ordinance be FINALLY PASSED?

From the Budget and Finance Committee Without Recommendation

Present: Supervisors Daly, Dufty, Peskin

17. 061605 **[Appropriating $1,277,584 of estimated direct payment revenue for the Sidewalk Inspection and Repair Program in the Department of Public Works for Fiscal Year 2006-2007]**
Mayor
Ordinance appropriating $1,277,584 from estimated revenues to fund the Sidewalk Inspection and Repair Program for the Department of Public Works for Fiscal Year 2006-2007.
(Fiscal Impact.)

1/23/2007, PASSED ON FIRST READING.
Question: Shall this Ordinance be FINALLY PASSED?

18. 061606 **[Sidewalk revitalization program]**
Mayor
Ordinance amending Public Works Code Section 706 to deem unsafe sidewalk conditions a public nuisance and establish a permit and inspection fee waiver for participation in the City's sidewalk revitalization program and amending section 707.1 to clarify provisions that treat the abatement costs for sidewalk remediation as a special tax assessment.

1/23/2007, PASSED ON FIRST READING.
Question: Shall this Ordinance be FINALLY PASSED?

Recommendation of the City Operations and Neighborhood Services Committee

Present: Supervisors McGoldrick, Dufty, Jew

19. 061674 **[Restricting parking on Turk and Larkin Streets and Golden Gate Avenue adjacent to the Federal Building at 450 Golden Gate Avenue to law enforcement vehicles authorized by the Federal Protective Service of the Department of Homeland Security]**
Supervisor McGoldrick
Ordinance amending the Traffic Code to restrict parking or standing by vehicles on Turk and Larkin Streets and on Golden Gate Avenue adjacent to the Phillip Burton Federal Building at 450 Golden Gate Avenue to law enforcement vehicles authorized by the Federal Protective Service of the Department of Homeland Security.
(Parking and Traffic Department)

1/23/2007, PASSED ON FIRST READING.
Question: Shall this Ordinance be FINALLY PASSED?

Recommendation of the Land Use and Economic Development Committee

Present: Supervisors Maxwell, McGoldrick

20. 061536 [Extending the Tourist Hotel Conversion Ordinance for an additional 6 months]
Supervisors Peskin, McGoldrick, Maxwell
Ordinance amending Administrative Code Section 41F.5 to extend the moratorium on conversion of tourist hotel rooms to condominiums for an additional 6 months and making environmental findings.
11/14/06 - Economic Impact

1/23/2007, PASSED ON FIRST READING.
Question: Shall this Ordinance be FINALLY PASSED?

From the Land Use and Economic Development Committee Without Recommendation

Preswent: Supervisors Maxwell, Sandoval, McGoldrick

21. 061517 [Vacation and immediate quitclaim of a sewer easement and vacation and delayed quitclaim of a water line easement in former Hubbell Street (a portion of Assessor's Block 8709, Lot 11]
Supervisor McGoldrick
Ordinance ordering the vacation of a 10-foot wide water line easement and a 20-foot wide sewer easement in former Hubbell street, within the Mission Bay South Redevelopment Project Area; authorizing an immediate quitclaim of the sewer easement and a delayed quitclaim of the water line easement of the City and County of San Francisco's rights and interest in the vacated areas; adopting findings that such actions are consistent with the City's General Plan, the eight priority policies of City's Planning Code Section 101.1 and the Mission Bay South Redevelopment Plan; accepting Department of Public Works Order No. 176,502; and authorizing other official acts in connection with this ordinance.
(Public Works Department)

1/23/2007, PASSED ON FIRST READING. Supervisor McGoldrick added as a co-sponsor.
Board President to continue this item to February 27, 2007.
Question: Shall this Ordinance be FINALLY PASSED?

22. 061563 [Condominium conversion lottery based on seniority of participation]
Supervisor McGoldrick
Ordinance amending the Subdivision Code by adding Section 1396.3 to prioritize the condominium conversion lottery based on seniority of participation in prior lotteries and to continue this lottery selection process for two years; and making environmental findings.

1/23/2007, AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE. 01/23/07-Amendment of the whole bearing a new title.
1/23/2007, PASSED ON FIRST READING AS AMENDED.
Question: Shall this Ordinance be FINALLY PASSED?

NEW BUSINESS

Recommendations of the Budget and Finance Committee

Present: Supervisors Daly, Dufty, Peskin

23. 061540 **[Designating a sole source design engineer for the Opera House chiller replacement project]**
Supervisor Peskin
Ordinance authorizing the Director of Public Works to enter into a sole source agreement with SJ Engineers for professional design services relating to the Opera House chiller replacement project.

Question: Shall this Ordinance be PASSED ON FIRST READING?

24. 061499 **[Lease of Real Property at 1 Newhall Street]**
Supervisor Ammiano
Resolution authorizing a new lease of 33,000 sq. ft. of industrial space at 1 Newhall Street for the Department of Public Health.
(Fiscal Impact.)

Question: Shall this Resolution be ADOPTED?

25. 061547 **[Amendment to Contract with Geomatrix Consultants, Inc.]**
Resolution approving and authorizing the Director of Island Operations for the Treasure Island Development Authority to execute an amendment to the contract with Geomatrix Consultants, Inc. to extend the term retroactively through June 30, 2007, to modify the scope of services, and to increase the contract by an amount not to exceed $180,000 for a new total amount not to exceed $1,097,000 for environmental consulting services.

Question: Shall this Resolution be ADOPTED?

26. 061608 **[Approval of Amendment to Design Agreement for the Laguna Honda Hospital Replacement Program]**
Supervisor Elsbernd
Resolution authorizing the Director of Public Works to execute Amendment to a Design Agreement for the Laguna Honda Hospital Replacement Program from $33,706,892 to $39,155,175.
(Fiscal Impact.)

Question: Shall this Resolution be ADOPTED?

27. 061705 **[Public Auction]**
Resolution authorizing Tax Collector to sell at public auction certain parcels of tax-defaulted real property.
(Treasurer-Tax Collector)

Question: Shall this Resolution be ADOPTED?

Recommendations of the City Operations and Neighborhood Services Committee

Present: Supervisors McGoldrick, Dufty, Jew

28. 061112 [Recreation and Park - Farmers' Markets]
Supervisor Mirkarimi
Ordinance amending the San Francisco Park Code by adding Section 7.21, to authorize Farmers' Markets, as certified by the Agricultural Commissioner, to be located on property under the jurisdiction of the Recreation and Park Commission upon the making of certain findings by the Commission; amending San Francisco Administrative Code Section 9A.3 to authorize the Agricultural Commissioner to work with the Recreation and Park Department to identify suitable sites on property under the jurisdiction of the Recreation and Park Commission upon which to locate Farmers' Markets; and amending San Francisco Administrative Code Section 9A.15 to require Farmers' Market vendors to accept forms of payment provided by participants of federal, state or local food assistance programs, and adding Section 9A.20 to require the Agriculture Commissioner to conduct a needs assessment of neighborhoods that can support farmers' markets.

Question: Shall this Ordinance be PASSED ON FIRST READING?

29. 061645 [Camp Mather-Private Public]
Supervisors McGoldrick, Mirkarimi
Resolution opposing privatization of Camp Mather operations and any further franchising out of services or concessions at Camp Mather.

Question: Shall this Resolution be ADOPTED?

From the City Operations and Neighborhood Services Committee with Recommendation "Do Not Pass"

Present: Supervisors McGoldrick, Dufty, Jew

30. 061437 [Landmark Designation nomination for tree located at 619 19th Avenue]
Supervisor McGoldrick
Resolution of intent initiating the nomination of the Palm tree located at 619 19th Avenue (Assessor's Block 1625, Lot 005) for landmark tree status pursuant to Public Works Code Section 810(b), acknowledging the temporary designation of such tree pursuant to Public Works Section 810(d), and authorizing other official acts in furtherance of the Resolution.

Question: Shall this Resolution be ADOPTED?

SPECIAL ORDER 3:00 P.M

31. 070049 **[Public Hearing - 1170-80 Green Street]**
Hearing of persons interested in or objecting to the decision of the Department of Public Works dated December 28, 2006, approving a proposed tentative parcel map for 6 unit condominum located at 1170-80 Green Street, Lot 012, Assesor's Block 0122. (Appellant: Russian Hill Community Association)
Filed January 8, 2007; companion measure to Files 070050, 070051 and 070052; District 3.)

Action:_____

(Only one of the following two motions should be approved.)

32. 070050 **[Approving decision of the Director of Public Works and approving the Tentative Map- 1170-80 Green Street]**
Motion approving the decision of the Director of Public Works, approving the Tentative Map for a 6 unit new construction condominium located at 1170-80 Green Street, Lot 012, Assessor's Block 0122, and making environmental and General Plan findings.

1/8/2007, REFERRED. Scheduled for public hearing on January 30, 2007.
Question: Shall this Motion be APPROVED?

33. 070051 **[Disapproving appeal tentative map 1170-80 Green Street]**
Motion disapproving the decision of the Director of Public Works and disapproving the Tentative Parcel Map for a new 6 unit construction condominium project located at 1170-80 Green Street, Lot 012, in Assessor's Block 0122, and making environmental and General Plan findings.

1/8/2007, REFERRED. Scheduled for public hearing on January 30, 2007.
Question: Shall this Motion be APPROVED?

34. 070052 **[Preparation of Findings - 1170-80 Green Street]**
Motion directing the Clerk of the Board to prepare findings relating to the Board of Supervisors' decision concerning a Tentative Parcel Map for a 6 unit condominium project located at 1170-80 Green Street, Lot 012, Assessor's Block 0122.

1/8/2007, REFERRED. Scheduled for public hearing on January 30, 2007.
Question: Shall this Motion be APPROVED?

SPECIAL ORDER 3:30 P.M

35. **061414** **[Public Hearing - Sidewalk Assessment Costs]**
Hearing of persons interested in or objecting to report of assessment costs submitted by the Director of Public Works for sidewalk and curb repairs ordered to be performed by said Director pursuant to Sections 707 and 707.1 of the Public Works Code, the costs thereof having been paid for out of a revolving fund.
(Clerk of the Board)

12/12/2006, HEARD AT PUBLIC HEARING. The President inquired as to whether or not any member of the public wished to address the Board.
Harry Gulbengay, Department of Public Works
Property Owner 701 Scott Street
The President declared the public hearing closed.

1/23/2007, CONTINUED. Continued to January 30, 2007.

Action:_____

36. **061415** **[Report of assessment costs for sidewalk and curb repairs]**
Resolution approving report of assessment costs submitted by the Director of Public Works for sidewalk and curb repairs ordered to be performed by said Director pursuant to Sections 707 and 707.1 of the Public Works Code, the costs thereof having been paid for out of a revolving fund.

12/12/2006, CONTINUED. Continued to January 23, 2007

1/23/2007, CONTINUED. Continued to January 30, 2007.

Question: Shall this Resolution be ADOPTED?

SPECIAL ORDER 3:30 P.M - Recognition of Commendations

37. ROLL CALL FOR INTRODUCTIONS

Roll call for introduction of ordinances, resolutions, charter amendments, requests for hearings, letters of inquiry, letters of request to the City Attorney and Board Members' reports on their regional body activities.

38. PUBLIC COMMENT

An opportunity for members of the public to directly address the Board on items of interest to the public that are within the subject matter jurisdiction of the Board, including items being considered today which have not been considered by a Board committee and excluding items which have been considered by a Board committee.
Members of the public may address the Board for up to three minutes. Each member of the public will be allotted the same number of minutes to speak, except that public speakers using translation assistance will be allowed to testify for twice the amount of the public testimony time limit. If simultaneous translation services are used, speakers will be governed by the public testimony time limit applied to speakers not requesting translation assistance. The President or the Board may limit the total testimony to 30 minutes.
Members of the public who want a document placed on the overhead for display should clearly state such and subsequently remove the document when they want the screen to return to live coverage of the meeting.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures are introduced for adoption without committee reference. A unanimous vote is required for adoption of a resolution today. Any Supervisor may require any resolution to go to committee.

Items 39 through 46

39. 070092 **[Add Sunday hours at neighborhood branch libraries]**
Supervisor Mirkarimi
Resolution urging the Library Commission to add Sunday hours at neighborhood branch libraries.

1/23/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

40. 070093 **[Reinstatement of City issued Medical Cannabis Identification Cards]**
Supervisor Mirkarimi
Resolution urging the Department of Public Health to abandon the State of California Medical Marijuana Identification Card (MMIC) program and to reinstate the local medical cannabis program that had been in existence prior to the State mandated program in 2006.

1/23/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

41. 070094 **[Urging the United States Congress to pass Comprehensive Immigration Reform]**
Supervisor Elsbernd
Resolution urging the United States Congress to pass Comprehensive Immigration Reform.

1/23/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

42. 070095 **[Urging the Department of Public Works to reconsider its decision to drastically increase the frequency of street cleaning patrols in District 9]**
Supervisor Ammiano
Resolution urging the Department of Public Works to reconsider its decision to drastically increase the frequency of street cleaning patrols in District 9.

1/23/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

43. 070096 [Urging Closure of Potrero Power Plant]

Supervisors Maxwell, Mirkarimi

Resolution urging Mirant Corporation to commit to the City now that it will permanently close the Potrero Power Plant when the Reliability Must Run contract for the facility is removed, and urging Mirant to divest itself of ownership of the site, and reaffirming the City's commitment to closing the Potrero Power Plant as soon as feasible, and urging all interested State and Federal agencies to facilitate the closure of the Potrero Power Plant, so that the site may be developed in a manner more in harmony with surrounding neighborhoods and sound public and environmental health.

1/23/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

44. 070097 [Declaring July 14, 2007 as Pets Unlimited Day]

Supervisor Alioto-Pier

Resolution declaring Saturday, July 14, 2007 as Pets Unlimited Day.

1/23/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

45. 070098 [Grants to support the agriculture program in San Francisco]

Supervisor Alioto-Pier

Resolution authorizing the San Francisco Department of Public Health (SFDPH) to retroactively accept and expend two grants from the California Department of Food and Agriculture in the amounts of $63,888 and $42,076 (for a total of $105,964) in support of the Pierce's Disease Control Program and the High Risk (Pest Exclusion) Program for the period of July 1, 2006 to June 30, 2007.

1/23/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

46. 070099 [Redevelopment of Candlestick Point and the Hunters Point Shipyard for an integrated mixed-use project, including possibly a new 49ers stadium.]

Supervisors Peskin, Maxwell, Dufty, Ammiano

Resolution endorsing that efforts of the City, the Redevelopment Agency and Lennar Corporation to generate a conceptual proposal for a mixed-use development on Candlestick Point and Hunters Point Shipyard that includes the possibility of a new state-of-the-art stadium and associated parking for the San Francisco 49ers and that will provide parks and open space, jobs, affordable housing and other tangible economic and other public benefits for the Bayview Hunters Point community a soon as possible, and urging the Redevelopment Agency to work with the City to amend its exclusive negotiations agreement with Lennar/BVHP Partners for the Hunters Point Shipyard to provide for an integrated redevelopment project on Candlestick Point and the Shipyard.

1/23/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

*Questions on the For Adoption Without Committee Reference Agenda:*_____

47. IMPERATIVE AGENDA

Resolution(s), if any, to be adopted within limits imposed by the Sunshine Ordinance and the Ralph M. Brown Act, introduced today, not on the printed agenda. For such resolutions to be considered, the Board must first adopt the Serious Injury Finding or the Purely Commendatory Finding and the Brown Act Finding. Each motion requires 8 votes or a unanimous 6 or 7. A unanimous vote is required for the resolution(s).

[Serious Injury Finding]
Motion that the Board find that for the resolution(s) being considered at this time "the need to take action is so imperative as to threaten serious injury to the public interest if action is deferred to a later meeting."

[Purely Commendatory Finding]
Motion that the Board find that the resolution(s) being considered at this time are purely commendatory.

[Brown Act Finding]
Motion that the Board find by roll call vote that for the resolutions being considered at this time there is a need to take immediate action and the need to take action came to the attention of the City and County of San Francisco after the agenda was posted.

OFF-AGENDA LEGISLATION

PROPOSED ORDINANCES

Proposed ordinances received from January 16, 2007 through January 22, 2007, for reference by President to appropriate committee on January 30, 2007.
None.

PROPOSED RESOLUTIONS

Proposed resolutions received from January 16, 2007 through January 22, 2007, for reference by President to appropriate committee on January 30, 2007.

070066 **[Prevailing rate of wages for City contracts for hauling of solid waste generated by City operations]**
Resolution fixing prevailing wage rates for workers engaged in the hauling of solid waste generated by the City in the course of City operations, pursuant to a contract with the City.
(Civil Service Commission)

1/17/2007, RECEIVED AND ASSIGNED to Budget and Finance Committee.

070100 **[State grant funds for mosquito control]**

Resolution authorizing the San Francisco Department of Public Health to retroactively accept and expend a grant in the amount of $30,000 from the California Department of Health Services to mitigate the threat of West Nile virus transmission through mosquito control activities, for the period of July 1, 2006 to June 30, 2007.
(Public Health Department)

1/23/2007, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

070102 **[Traffic regulations - vehicular closure of Jessie Street between Mint and 5th Streets]**

Resolution approving closing Jessie Street between 5th and Mint Streets to vehicular traffic and making environmental findings and findings of consistency with the City's General Plan and priority policies of Planning Code Section 101.1.
(Parking and Traffic Department)

1/22/2007, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

070103 **[Airport Concession Lease]**

Resolution approving Amendment No. 4 to the Travelex America Inc. Lease Agreement for Foreign Currency Exchange in the New International Terminal Building and Existing Terminal Buildings at San Francisco International Airport Lease No. 99-0449 between Travelex America Inc. and the City and County of San Francisco, acting by and through its Airport Commission.
(Airport Commission)

1/22/2007, RECEIVED AND ASSIGNED to Budget and Finance Committee.

070104 [Petitions and Communications]

Petitions and Communications received from January 13, 2007 through January 22, 2007 for reference by the President to January 30, 2007.

From Monroe Personnel Service, LLC, urging the Board of Supervisors to postpone implementation of the "Sick Leave" ordinance. (1)

From Office of the Mayor, submitting notice that Supervisor Elsbernd will be Acting Mayor from January 20, 2007 until January 27, 2007. Copy: Each Supervisor, City Attorney (2)

From Office of the Clerk of the Board, submitting notice that the San Francisco Unified School District has submitted its conflict-of-interest code notice to the Office of the Board of Supervisors. (3)

From Office of the Clerk of the Board, submitting notice that Kathleen Gulbengay, Deputy Director II has submitted a Form 700 Statement of Economic Interests to the Office of the Clerk of the Board. (4)

From New Airport Shuttle, submitting notice that an application was filed with the California Public Utilities Commission requesting a "Passenger Stage Corporation" certificate to perform on-call transportation of passengers in the Bay Area. (5)

From Planning Department, submitting notice that the Planning Commission recommends passage of proposed ordinance regarding enforcement provisions for General Advertising Sign Violations. File 051844, Copy: Land Use Committee members (6)

From Planning Department, submitting notice that the Planning Commission recommends passage of proposed ordinance regarding penalties for violations of Planning Code Section 176 of not less than $200 per day. File 061539, Copy: Land Use Committee members (7)

From Office of the Controller, submitting report concerning the review of Fung Lum Restaurant Group. (8)

From Whistleblower Program, submitting the 2006-07 Mid-Year Whistleblower Program Report. (9)

From Public Library, submitting the Branch Library Improvement Program's 2000 Branch Library Improvement Bond Quarterly Report for the Third Quarter of 2006. (10)

From Construction Employers' Association, urging the Board to address their concerns and provide thorough guidelines for Proposition F, San Francisco Paid Sick Leave Ordinance before implementation and enforcement of this new law. File 061680, Rules Committee (11)

From Office of the Treasurer/Tax Collector, submitting the Cash difference and Overage Fund balance for the Office of the Treasurer. (12)

From Office of the Treasurer/Tax Collector, submitting the Bureau of Delinquent Revenue quarterly report for the period October 1, 2006 through December 31, 2006. (13)

From Planning Association for the Richmond, urging the Board to add additional staff and additional hours for the Park Rangers in the 2006-07 budget. (14)

From Mayor's Office of Housing, notifying the Board of Supervisors of emergency work repairs at the Midtown Park Apartments related to the residents' health and safety. Copy: Each Supervisor (15)

From concerned citizens, submitting support for amending the Condominium Conversion law by

providing for seniority in Pool A, including tenant protections. File 061563, 2 letters (16)

From CA. School of Professional Psychology, submitting response to the proposal to located additional Department of Public Health staff in the new OMI facility. Copy: Each Supervisor (17)

From Office of the Controller, submitting report regarding concession review of SkyWest Airlines, Inc. (18)

From Arts Commission, submitting the attendance policy for members of the Arts Commission. (19)

From Christian Holmer, regarding immediate disclosure request from various City departments. 2 letters (20)

From concerned citizens, urging the Board to stop spending so much time on political and ideological matters and more on basic quality of life issues. 25 letters (21)

From Susan Smith, submitting copy of letter sent to the Mayor of Portland, Maine regarding opening a women's shelter. (22)

From T Mobile USA, Inc., submitting notification letter to California Public Utilities Commission regarding the cellular base site at 565 South Van Ness Avenue. (23)

From T Mobile USA, Inc., submitting notification letter to California Public Utilities Commission regarding the cellular base site at 3101 Vicente. (24)

From T Mobile USA, Inc., submitting notification letter to California Public Utilities Commission regarding the cellular base site at 1801 Fulton Street. (25)

From T Mobile USA, Inc., submitting notification letter to California Public Utilities Commission regarding the cellular base site at 510 Fredrick Street. (26)

From Public Utilities Commission, regarding status of removing graffiti from utility poles at various locations in District 5. (Reference No. 20061107-006) Copy: Supervisor Mirkarimi (27)

From Betty Chopoff, regarding Josh Cooper and his mother's apartment on Jones Street. (28)

From Civil Service Commission, submitting amendments to Civil Service Commission Rule Series 020 to implement Administrative Code Chapter 12W, Sick Leave (Proposition F/November 2006). (29)

From State Public Utilities Commission, submitting copy of application from the Blue and Gold Fleet requesting authorization for passenger fare increases on its vessel common carrier service on San Francisco Bay between Sausalito and authorized points in San Francisco. (30)

From US Army Corps of Engineers, submitting notice that BAE Systems San Francisco Ship Repair has applied for a ten-year Department of the Army permit to maintenance dredge Pier 3 and Pier 4. (31)

From Ronald Melton, urging the Mayor and Board of Supervisors to use the City's existing fiber optic lines as the backbone to build a free, publicly owned internet system by 2008. Copy: Each Supervisor (32)

From Department of the Environment, submitting report on improved business practices to advance environmental programs. (33)

MAYOR'S APPOINTMENT
Juvenile Probation Commission
Rebecca Woodson

ADJOURNMENT

Legislation Pending Under the "30 Day Rule"

These items may not be heard by Committee until the date in the right hand column.

As Revised

January 25, 2007

Rule 5.40 provides that when an ordinance or resolution is introduced which would create or revise major city policy, the committee to which the legislation is assigned shall not consider the legislation until at least thirty days after the date of introduction. The provisions of this rule shall not apply to the routine operations of the departments of the City or when a legal time limit controls the hearing timing. In general the rule shall not apply to hearings to consider subject matter when no legislation has been presented, nor shall the rule apply to resolutions which simply urge action to be taken.

Ordinance amending Police Code to prohibit operators of mobile catering vehicles from selling within 1500 feet of a public middle school, junior high school, or high school.	070080	City and School District Select Committee	Supervisors Elsbernd, Maxwell	1/23/07	2/22/07
Ordinance amending Administrative Code by amending Article IV, Sections 5.20 to reconstitute the membership of the Pedestrian Safety Advisory Board and making clerical, corrective changes.	070082	Rules Committee	Supervisor Jew	1/23/07	2/22/07
Ordinance amending Environment Code by adding Chapter 17, sections 1701 through 1709, to: (1) require the use of compostable plastic and/or recyclable paper checkout bags by grocery stores located in CCSF; and (2) provide penalties for violation.	070085	City Operations and Neighborhood Services Committee	Supervisors Mirkarimi, Ammiano	1/23/07	2/22/07
Ordinance amending Public Works Code Section 170 to delete the waiver provisions concerning placement of garbage receptacles on the public right-of-way; and making environmental findings.	070020	City Operations and Neighborhood Services Committee	Supervisor McGoldrick	1/9/07	2/8/07
Ordinance amending the Planning Code by amending Sections 1004, 1005 and 1006.7 to provide for review of proposed changes to interior	070021	Land Use and Economic Development Committee	Supervisor McGoldrick	1/9/07	2/8/07

architectural features of privately-owned landmark buildings where such features are in areas of the landmark that are generally accessible to members of the public; and making findings, including environmental findings and findings of consistency with the priority policies of Planning Code Section 101.1 and the General Plan.					

BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO

AGENDA

DOCUMENTS DEPT
FEB - 2 2007
SAN FRANCISCO
PUBLIC LIBRARY

Legislative Chamber - Second Floor
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689
Tuesday, February 6, 2007 2:00 PM

Regular Meeting

AARON PESKIN, PRESIDENT
MICHELA ALIOTO-PIER, TOM AMMIANO, CHRIS DALY,
BEVAN DUFTY, SEAN ELSBERND, ED JEW, SOPHIE MAXWELL,
JAKE McGOLDRICK, ROSS MIRKARIMI, GERARDO SANDOVAL

Gloria L. Young, Clerk of the Board

Agendas of the Board of Supervisors are available on the internet at www.ci.sf.ca.us/bdsupvrs

BOARD COMMITTEES

Committee Membership	Meeting Days
Budget and Finance Committee Supervisors Daly, Ammiano, Dufty	Wednesday 1:00 PM
City and School District Select Committee Supervisors Dufty, Mirkarimi, Maxwell, Commissioners Kim, Mendoza, Wynns	2nd and 4th Monday 10:00 AM
City Operations and Neighborhood Services Committee Supervisors McGoldrick, Alioto-Pier, Jew	2nd and 4th Thursday 1:00 PM
Government Audit and Oversight Committee Supervisors Elsbernd, Alioto-Pier, Daly	1st and 3rd Monday 10:00 AM
Land Use and Economic Development Committee Supervisors Maxwell, Sandoval, McGoldrick	Monday 1:00 PM
Public Safety Committee Supervisors Mirkarimi, Maxwell, Dufty	1st and 3rd Thursday 10:00 AM
Rules Committee Supervisors Ammiano, Elsbernd, Peskin	1st and 3rd Thursday 1:00 PM

First-named Supervisor/Commissioner is Chair, Second-named Supervisor/Commissioner is Vice-Chair, of the Committee.

Board Meeting Procedures

The Board of Supervisors is the Legislative Body of the City and County of San Francisco. The Board considers ordinances and resolutions, most of which have been the subject of hearings before the standing committees of the board at which members of the public are urged to testify. The full Board does not hold a second public hearing on measures which have been heard in committee.

Board procedures do not permit: 1) persons in the audience to vocally express support or opposition to statements by Supervisors or by other persons testifying; 2) ringing and use of cell phones, pagers and similar sound-producing electronic devices, (Violators may be removed from the meeting room.) 3) signs to be brought into the meeting or displayed in the room; and 4) standing in the Legislative Chamber.

Citizens are encouraged to testify at Board hearings and to write letters to the Board and to its members, City Hall, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102.

USING LAPTOP COMPUTERS FOR PRESENTATIONS: Please contact City Hall Media Services at (415) 554-4933 to coordinate the use of laptop computers for presentations at the meeting. Computers to be used are required to be tested in advance. The presenter should arrive 30 minutes prior to the meeting to connect and test their computer.

THE AGENDA PACKET IS AVAILABLE AT CITY HALL, ROOM 244, RECEPTION DESK. Agendas are available on the internet at www.sfgov.org/site/bdsupvrs_index.asp?id=4383 For information, call (415) 554-5184.

Board meetings are cablecast on SF Cable 26. For video tape copies and scheduling call (415) 557-4293.

Results of each Board meeting can be obtained about a half hour after the end of the meeting by telephoning (415) 554-5555.

Requests for language interpreters at a meeting must be received at least 48 hours in advance of the meeting to help ensure availability. Contact Madeleine Licavoli at (415) 554-7722.

AVISO EN ESPAÑOL: La solicitud para un traductor en una reunion debe recibirse antes de mediodia de el viernes anterior a la reunion. Llame a Erasmo Vazquez (415) 554-4909.

翻譯 *必須在會議前最少四十八小時提出要求*
請電 (415) 554-7701

Disability Access

The Legislative Chamber and the Committee Room in City Hall are wheelchair accessible.

Meetings are real-time captioned and are cablecast open-captioned on SF Cable 26. Assistive listening devices for the Legislative Chamber are available upon request at the Clerk of the Board's Office, Room 244. Assistive listening devices for the Committee Room are available upon request at the Clerk of the Board's Office, Room 244 or in the Committee Room. To request sign language interpreters, readers, large print agendas or other accommodations, please contact Madeleine Licavoli at (415) 554-7722 or (415) 554-5227 (TTY). Requests made at least 48 hours in advance of the meeting will help to ensure availability.

The nearest accessible BART station is Civic Center (Market/Grove/Hyde Streets). Accessible MUNI Metro lines are the J, K, L, M, and N (Civic Center or Van Ness Stations). MUNI bus lines serving the area are the 47 Van Ness, 9 San Bruno, and the 6, 7, 71 Haight/Noriega. For more information about MUNI accessible services, call (415) 923-6142.

There is accessible parking in the vicinity of City Hall at Civic Center Plaza and adjacent to Davies Hall and the War Memorial Complex. Accessible curbside parking is available on Dr. Carlton B. Goodlett Place and Grove Street.

In order to assist the City's efforts to accommodate persons with severe allergies, environmental illness, multiple chemical sensitivity or related disabilities, attendees at public meetings are reminded that other attendees may be sensitive to perfumes and various other chemical-based scented products. Please help the City to accommodate these individuals.

Know Your Rights Under the Sunshine Ordinance

Government's duty is to serve the public, reaching its decision in full view of the public. Commissions, boards, councils and other agencies of the City and County exist to conduct the people's business. This ordinance assures that deliberations are conducted before the people and that City operations are open to the people's review.

For information on your rights under the Sunshine Ordinance (Chapter 67 of the San Francisco Administrative Code) or to report a violation of the ordinance, contact Frank Darby by mail to Sunshine Ordinance Task Force, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco CA 94102, by phone at (415) 554-7724, by fax at (415) 554-7854 or by email at sotf@sfgov.org

Citizens may obtain a free copy of the Sunshine Ordinance by contacting Mr. Darby or by printing Chapter 67 of the San Francisco Administrative Code on the Internet, at http://www.sfgov.org/sunshine

Lobbyist Registration and Reporting Requirements

Individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [SF Campaign & Governmental Conduct Code Sec. 2.100] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the San Francisco Ethics Commission at 30 Van Ness Avenue, Suite 3900, San Francisco, CA 94102; telephone (415) 581-2300; fax (415) 581-2317; web site www.sfgov.org/ethics

ROLL CALL AND PLEDGE OF ALLEGIANCE

AGENDA CHANGES

COMMUNICATIONS

Note: Each item on the Consent or Regular agenda may include the following documents:
1) Legislation
2) Budget Analyst report
3) Legislative Analyst report
4) Department or Agency cover letter and/or report
5) Public correspondence
These items will be available for review at City Hall, Room 244, Reception Desk.

CONSENT AGENDA

All matters listed hereunder constitute a Consent Agenda, are considered to be routine by the Board of Supervisors and will be acted upon by a single roll call vote of the Board. There will be no separate discussion of these items unless a member of the Board so requests, in which event the matter shall be removed from the Consent Agenda and considered as a separate item.

Items 1 through 4

Recommendations of the Rules Committee

Present: Supervisors Mirkarimi, Elsbernd, Ammiano

1. 061629 **[Appointment - In-Home Supportive Services Public Authority]**
Resolution appointing Mike Boyd, term ending March 1, 2009, to the In-Home Supportive Services Public Authority.
Mike Boyd, succeeding Michael Smith, resigned, seat 5, must be a consumer at-large between the ages of 18 and 60, for the unexpired portion of a three-year term ending March 1, 2009.

Question: Shall this Resolution be ADOPTED?

2. 070053 [Appointment - Child Care Planning and Advisory Council]

Resolution appointing Candace Wong, term ending December 31, 2008, to the Child Care Planning and Advisory Council.

Candace Wong, succeeding herself, term expired, seat 3, must be a nominee of District 3 Supervisor selected from: parent advisory councils of public and private child care programs; associations of child care centers, family day care providers and Head Start; public interest organizations including but not limited to the Child Care Law Center; community organizations; the Bay Area Employer Work and Family Coalition; and members of labor organizations and local organizations that fall within the definition of "Community representative", for the unexpired portion of a three-year term ending December 31, 2008.

Question: Shall this Resolution be ADOPTED?

3. 070059 [Appointment - Veterans Affairs Commission]

Resolution appointing Robert Varni and John Caldera, terms ending January 21, 2011, to the Veterans Affairs Commission.

Robert Varni, succeeding Godofredo Gomez, deceased, seat 1, must be an at-large appointment, for a new four-year term ending January 31, 2011.
John Caldera, succeeding Charles Joseph Reed, deceased, seat 4, must be an at-large appointment, for a new four-year term ending January 31, 2011.

Question: Shall this Resolution be ADOPTED?

4. 070062 [Appointment - Golden Gate Bridge, Highway and Transportation District]

Resolution retaining Janet Reilly, Sabrina Hernandez, Richard Grosboll and Lynne Newhouse Segal, for terms subject to review and affirmation by January 31, 2009, on the Board of Directors, Golden Gate Bridge, Highway and Transportation District.

Janet Reilly, succeeding herself, term expiring January 31, 2007, seat 1, represents public at large, subject to review and affirmation by the Board of Supervisors in January of each odd-numbered year, for a new two-year term ending January 31, 2009.
Sabrina Hernandez, succeeding herself, term expiring January 31, 2007, seat 2, represents public at large, subject to review and affirmation by the Board of Supervisors in January of each odd-numbered year, for a new two-year term ending January 31, 2009.
Richard Grosboll, succeeding himself, term expiring January 31, 2007, seat 3, represents public at large, subject to review and affirmation by the Board of Supervisors in January of each odd-numbered year, for a new two-year term ending January 31, 2009.
Lynne Newhouse Segal, succeeding herself, term expiring January 31, 2007, seat 4, represents public at large, subject to review and affirmation by the Board of Supervisors in January of each odd-numbered year, for a new two-year term ending January 31, 2009.

Question: Shall this Resolution be ADOPTED?

*Questions on the Consent Agenda are on final passage, first reading, or adoption, as indicated:*_____

REGULAR AGENDA

UNFINISHED BUSINESS

From the Clerk

5. 070139 **[Findings Disapproval of Tentative Subdivision Map - 455 Buena Vista East]**
Motion adopting findings related to the Board's disapproval on January 30, 2007, of the decision of the Director of Public Works to approve a Tentative Parcel Map for a 2-lot subdivision project at 455 Buena Vista East, Lot 270 in assessor's Block 2607.
(Clerk of the Board)

2/1/2007, REFERRED to Board of Supervisors

Question: Shall this Motion be APPROVED?

Recommendation of the Budget and Finance Committee

Present: Supervisors Daly, Dufty, Peskin

6. 061540 **[Designating a sole source design engineer for the Opera House chiller replacement project]**
Supervisor Peskin
Ordinance authorizing the Director of Public Works to enter into a sole source agreement with SJ Engineers for professional design services relating to the Opera House chiller replacement project.

1/30/2007, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendation of the City Operations and Neighborhood Services Committee

Present: Supervisors McGoldrick, Dufty, Jew

7. 061112 **[Recreation and Park - Farmers' Markets]**
Supervisors Mirkarimi, Jew, Daly
Ordinance amending the San Francisco Park Code by adding Section 7.21, to authorize Farmers' Markets, as certified by the Agricultural Commissioner, to be located on property under the jurisdiction of the Recreation and Park Commission upon the making of certain findings by the Commission; amending San Francisco Administrative Code Section 9A.3 to authorize the Agricultural Commissioner to work with the Recreation and Park Department to identify suitable sites on property under the jurisdiction of the Recreation and Park Commission upon which to locate Farmers' Markets; and amending San Francisco Administrative Code Section 9A.15 to require Farmers' Market vendors to accept forms of payment provided by participants of federal, state or local food assistance programs, and adding Section 9A.20 to require the Agriculture Commissioner to conduct a needs assessment of neighborhoods that can support farmers' markets.

1/30/2007, PASSED ON FIRST READING. Supervisors Jew and Daly added as co-sponsors.

Question: Shall this Ordinance be FINALLY PASSED?

NEW BUSINESS

Recommendations of the Budget and Finance Committee

Present: Supervisors Daly, Dufty, Peskin

8. 061621 **[Reduction to the San Francisco Public Library Cash Revolving Fund]**
Supervisor Peskin
Ordinance amending San Francisco Administrative Code Section 10.155 to decrease the Cash Revolving Fund of the San Francisco Public Library from $5,000 to $3,500.
(Public Library)

Question: Shall this Ordinance be PASSED ON FIRST READING?

9. 061097 **[Real Property Exchange Agreement]**
Resolution approving a real property exchange agreement between the City and County of San Francisco and the Petrocchi Family Trust and Bravo 5 Trust (the "Trust") pertaining to property located at Chestnut Avenue and El Camino Real in the City of South San Francisco; adopting findings that the transaction is categorically exempt from environmental review and is consistent with the City's General Plan and Eight Priority Policies of City Planning Code Section 101.1; and authorizing the Director of Property and/or the General Manager of the San Francisco Public Utilities Commission ("SFPUC") to execute documents, make certain modifications and take certain actions in furtherance of this Resolution.
(Real Estate Department)

Question: Shall this Resolution be ADOPTED?

10. 061601 **[Bond Sale for Seismic Safety Loan Program Bonds]**
Supervisor Dufty
Resolution authorizing and directing the sale of not to exceed $35,000,000 aggregate principal amount of City and County of San Francisco Taxable General Obligation Bonds (Seismic Safety Loan Program, 1992), Series 2006A; approving the form of a credit agreement pursuant to which such bonds will be issued and sold; prescribing the form and terms of said bonds; authorizing the execution, authentication and registration of said bonds; providing for the establishment of accounts related thereto; approving modifications to documents; ratifying certain actions previously taken: and granting general authority to City officials to take necessary actions in connection with the authorization, issuance, sale and delivery of said bonds.

Question: Shall this Resolution be ADOPTED?

11. 070075 **[Multifamily Housing Revenue Bonds - Hotel Essex Apartments]**
Supervisor Daly
Resolution authorizing the issuance and delivery of multifamily housing revenue bonds (as defined herein) in an aggregate principal amount not to exceed $13,000,000 for the purpose of providing financing for a multifamily rental housing project; approving the form of and authorizing the execution of an indenture providing the terms and conditions of the bonds; approving the form of and authorizing the execution of a regulatory agreement and declaration of restrictive covenants; approving the form of and authorizing the execution of a financing agreement; approving the form of and authorizing the execution of a bond purchase agreement; ratifying and approving any action heretofore taken in connection with the bonds and the project; granting general authority to City officials to take actions necessary to implement this resolution; and related matters.

Question: Shall this Resolution be ADOPTED?

12. 061548 **[Third Amendment to John Stewart Company Sublease of Housing Units on Treasure Island]**
Resolution approving and authorizing the Director of Island Operations for the Treasure Island Development Authority to execute a third amendment to the sublease with the John Stewart Company to extend the term.

Question: Shall this Resolution be ADOPTED?

From the Budget and Finance Committee Without Recommendation

Present: Supervisors Daly, Dufty, Peskin

13. 061549 **[Fourth Amendment to John Stewart Company Sublease of Housing Units on Treasure Island]**
Resolution approving and authorizing the Director of Island Operations for the Treasure Island Development Authority to execute a fourth amendment to the sublease with the John Stewart Company to increase utility rates.

Question: Shall this Resolution be ADOPTED?

Recommendations of the Land Use and Economic Development Committee

Present: Supervisors Maxwell, McGoldrick

14. 060537 **[Zoning - Ordinance creating the Lower Haight Street Alcohol Restricted Use District]**
Supervisors Mirkarimi, Dufty
Ordinance adding Section 784 to the Planning Code to create a Lower Haight Street Alcohol Restricted Use District prohibiting off-sale liquor establishments and providing for a three year sunset provision; amending Zoning Map Number 7SU of the City and County of San Francisco to indicate the boundaries of the Lower Haight Street Alcohol Restricted Use District, and making findings, including environmental findings and findings of consistency with the priority policies of Planning Code Section 101.1 and the General Plan.

Question: Shall this Ordinance be PASSED ON FIRST READING?

15. **061566** **[Limited equity accumulation for membership shares of ROOTS Program Assisted Housing Cooperatives]**

Supervisors Mirkarimi, Maxwell

Ordinance amending San Francisco Board of Supervisors Ordinance No. 71-06 appropriating $20,000,000 from the General Fund for Affordable Housing projects, including $1,000,000 to the Mayor's Office of Housing (MOH) for the Real Opportunities for Tenants (ROOTS) program, by amending the criteria for the ROOTS program to require that the Articles of Incorporation or the Bylaws of housing cooperatives assisted by ROOTS Program funds, and other applicable documents mandate that membership shares of members who cease to be permanent residents be sold at a price equaling no greater than a transfer value and clarify that resident housing organizations that are assisted by ROOTS must be structured in the form of a cooperative; and adopting regulations governing MOH's administration of the ROOTS program.

Question: Shall this Ordinance be PASSED ON FIRST READING?

Recommendations of the Rules Committee

Present: Supervisors Mirkarimi, Elsbernd, Ammiano

16. **061641** **[Barring the Police Department from inspecting telephone bills for Press Room telephones at the Hall of Justice, and requiring the Department of Administrative Services to pay any such telephone bills]**

Supervisors Sandoval, Mirkarimi, Ammiano

Ordinance amending the San Francisco Administrative Code by adding Section 2A.87 prohibiting the Police Department from inspecting or making use of records of City telephones provided for the use of the news media at the Hall of Justice, and requiring the Department of Administrative Services to pay any costs associated with the provision of such telephones.

Question: Shall this Ordinance be PASSED ON FIRST READING?

Present: Supervisors Mirkarimi, Ammiano

17. **070063** **[Appointment - Golden Gate Bridge, Highway and Transportation District]**

Resolution affirming retention of Supervisors Bevan Dufty, Tom Ammiano, Gerardo Sandoval and Jake McGoldrick, as members of the Board of Directors, Golden Gate Bridge, Highway and Transportation District, terms ending January 31, 2009.

Supervisor Ammiano excused from voting in Committee.

Question: Shall this Resolution be ADOPTED?

SPECIAL ORDER 3:00 P.M

Board of Supervisors Sitting as a Committee of the Whole

18. 061379 **[Hearing - Acquisition of Property By Eminent Domain-Islais Creek MUNI Maintenance Facility]**

Hearing of persons interested in or objecting to proposed resolution authorizing the acquisition of 2.8 acres of property adjacent to City property at Indiana and Cesar Chavez Streets, consisting of portions of Assessor's Lots 2, 2A and 13 in Block 4349 and a portion of Assessor's Lot 3 in Block 4382, in the City and County of San Francisco, for construction of the Municipal Railway's new Islais Creek Motor Coach Operations and Maintenance Facility; adopting environmental findings under the California Environmental Quality Act ("CEQA"), CEQA Guidelines, and Administrative Code Chapter 31, and adopting findings under the General Plan and City Planning Code Section 101.1.

12/5/2006, CONTINUED. Continued to January 9, 2007 at 3:00 p.m.

1/9/2007, CONTINUED. The President inquired as to whether or not any member of the public wished to address the Board. Continued to January 23, 2007

1/23/2007, CONTINUED. The President inquired as to whether or not any member of the public wished to address the Board.

David Pilpel

The President inquired as to whether or not any other member of the public wished to address the Board.

Continued to February 6, 2007.

Action:_____

Committee of the Whole Adjourn and Report Without Recommendation

19. 061377 **[To acquire property by Eminent Domain-Islais Creek MUNI Maintenance Facility]**

Supervisor Maxwell

Resolution authorizing acquisition of 2.8 acres of property adjacent to City property at Indiana and Cesar Chavez Streets, consisting of portions of Assessor's Lots 2, 2A and 13 in Block 4349 and a portion of Assessor's Lot 3 in Block 4382, in the City and County of San Francisco, for construction of the Municipal Railway's new Islais Creek Motor Coach Operations and Maintenance Facility; adopting environmental findings under the California Environmental Quality Act ("CEQA"), CEQA Guidelines, and Administrative Code Chapter 31, and adopting findings under the General Plan and City Planning Code Section 101.1.

(Fiscal impact.)

11/14/2006, SUBSTITUTED. Supervisor Maxwell submitted a substitute resolution bearing the same title.

12/5/2006, CONTINUED. Continued to January 9, 2007 at 3:00 p.m.

1/9/2007, CONTINUED. Continued to January 23, 2007

1/23/2007, CONTINUED. Continued to February 6, 2007.

Question: Shall this Resolution be ADOPTED?

SPECIAL ORDER 3:30 P.M - Recognition of Commendations

COMMITTEE REPORTS

Reports from committees, if any, recommending emergency or urgent measures.

The following items will be considered by the Rules Committee at a Regular Meeting on Thursday, February 1, 2007 at 10:00 a.m. The Chair intends to request the Committee to send the following items to the Board as a committee report on Tuesday, February 6, 2007.

20. 070087 **[Amending the Board's Rules to rename the Select Committee on Ending Gun and Gang Violence to the Public Safety Committee, and establishing it as a standing committee of the Board]**

Supervisor Peskin

Motion amending Rule 5.8 of the Board of Supervisors' Rules of Order to rename the Select Committee on Ending Gun and Gang Violence to the Public Safety Committee, and establishing it as a standing committee of the Board.

Question: Shall this Motion be APPROVED?

21. 070088 **[Extending the Joint City and School District Select Committee for one year]**

Supervisor Peskin

Motion amending Rule 5.7 of the Board of Supervisors' Rules of Order to extend the term of the Joint City and School District Select Committee for one year.

Question: Shall this Motion be APPROVED?

22. ROLL CALL FOR INTRODUCTIONS

Roll call for introduction of ordinances, resolutions, charter amendments, requests for hearings, letters of inquiry, letters of request to the City Attorney and Board Members' reports on their regional body activities.

23. PUBLIC COMMENT

An opportunity for members of the public to directly address the Board on items of interest to the public that are within the subject matter jurisdiction of the Board, including items being considered today which have not been considered by a Board committee and excluding items which have been considered by a Board committee. Members of the public may address the Board for up to three minutes. Each member of the public will be allotted the same number of minutes to speak, except that public speakers using translation assistance will be allowed to testify for twice the amount of the public testimony time limit. If simultaneous translation services are used, speakers will be governed by the public testimony time limit applied to speakers not requesting translation assistance. The President or the Board may limit the total testimony to 30 minutes.

Members of the public who want a document placed on the overhead for display should clearly state such and subsequently remove the document when they want the screen to return to live coverage of the meeting.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures are introduced for adoption without committee reference. A unanimous vote is required for adoption of a resolution today. Any Supervisor may require any resolution to go to committee.

Items 24 through 30

24. 070142 **[Resolution of Local Support]**
Supervisor Ammiano
Resolution of Local Support of the Valencia Streetscape Improvements Project.

1/30/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING

Question: Shall this Resolution be ADOPTED?

25. 070143 **[Resolution authorizing the use of the seal of the City and County of San Francisco for a music event.]**
Supervisor Dufty
Resolution authorizing the use of the Official Seal of the City and County of San Francisco by Talking House Productions in the promotion of an event to be held on March 16, 2007 at the SXSW Music and Media Conference in Austin, Texas.

1/30/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

26. 070144 **[West Portal Branch Library reopening]**
Supervisor Elsbernd
Resolution recognizing the re-dedication of the West Portal Branch Library and commending the San Francisco Public Library and its team for their hard work and commitment to San Francisco and its residents.

1/30/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

27. 070145 **[Congratulating Gateway High School on being selected as an exemplary charter school.]**
Supervisor Mirkarimi
Resolution congratulating Gateway High School on being selected as an exemplary charter school.

1/30/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

28. 070146 [Congressional Hearing on the Value of Safe and Legal Access to Medical Cannabis]
Supervisor Daly
Resolution condemning the Drug Enforcement Administration's actions to block safe access to medical cannabis patients and urging the Speaker of the House Nancy Pelosi to open a congressional hearing on the value of safe access to medical cannabis and respect for local jurisdiction's policy and regulation of medical cannabis dispensaries.

1/30/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

29. 070147 [Accept-Expend Grant - Mayor's Office of Criminal Justice (MOCJ)]
Supervisor Maxwell
Resolution authorizing the Mayor's Office of Criminal Justice (MOCJ) to retroactively accept and expend a grant in the amount of $25,000 from the Open Society Institute of the Soros Foundation for the purpose of exploring potential alternatives to the California Youth Authority/Division of Juvenile Justice for San Francisco youth.

1/30/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

30. 070148 [City and School District Special Meeting]
Supervisor Dufty
Motion calling a special meeting of the City and School District Committee of the Board of Supervisors to be held on Monday, February 12, 2007 at 10:00 A.M.; and directing the Clerk of the Board to prepare the proper notices and postings.

1/30/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

*Questions on the For Adoption Without Committee Reference Agenda:*_____

31. IMPERATIVE AGENDA

Resolution(s), if any, to be adopted within limits imposed by the Sunshine Ordinance and the Ralph M. Brown Act, introduced today, not on the printed agenda. For such resolutions to be considered, the Board must first adopt the Serious Injury Finding or the Purely Commendatory Finding and the Brown Act Finding. Each motion requires 8 votes or a unanimous 6 or 7. A unanimous vote is required for the resolution(s).

[Serious Injury Finding]
Motion that the Board find that for the resolution(s) being considered at this time "the need to take action is so imperative as to threaten serious injury to the public interest if action is deferred to a later meeting."

[Purely Commendatory Finding]
Motion that the Board find that the resolution(s) being considered at this time are purely commendatory.

[Brown Act Finding]
Motion that the Board find by roll call vote that for the resolutions being considered at this time there is a need to take immediate action and the need to take action came to the attention of the City and County of San Francisco after the agenda was posted.

OFF-AGENDA LEGISLATION

PROPOSED ORDINANCES

Proposed ordinances received from January 23, 2007 to January 29, 2007, for reference by President to appropriate committee on February 2, 2007.

070109 **[Settlement of Lawsuit - Harvey John Merk]**
Ordinance authorizing settlement of the lawsuit filed by Harvey John Merk against the City and County of San Francisco for $135,000; the lawsuit was filed on August 5, 2005 in San Francisco Superior Court, Case No. 443-654; entitled Harvey John Merk, et al., v. City and County of San Francisco, et al.
(City Attorney)

PROPOSED RESOLUTIONS

Proposed resolutions received from January 23, 2007 to January 29, 2007, for reference by President to appropriate committee on February 2, 2007.

070140 **[Designation of MuniServices, LLC ("Contractor") as City's Authorized Representative in Sales and Use Tax Records Examination]**

Resolution Designating MuniServices, LLC ("Contractor") as the City and County of San Francisco's Authorized Representative in Sales and Use Tax Records Examination.
(Controller)

1/29/2007, RECEIVED AND ASSIGNED to Budget and Finance Committee.

070141 **[Extension Of One Year Tolling Agreement]**

Resolution approving one year extension of mutual tolling agreement between the City of Daly City ("Daly City") and the City and County of San Francisco ("San Francisco").
(City Attorney)

1/29/2007, RECEIVED AND ASSIGNED to Budget and Finance Committee.

070149 **[Petitions and Communications]**

Petitions and Communications received from January 23, 2007 through January 29, 2007 for reference by the President to February 6, 2007.

From T Mobile USA, Inc., submitting notification letter to California Public Utilities Commission regarding the cellular base site at 2155 Webster Street. (1)

From T Mobile USA, Inc., submitting notification letter to California Public Utilities Commission regarding the cellular base site at 2415 Funston Avenue. (2)

From T Mobile USA, Inc., submitting notification letter to California Public Utilities Commission regarding the cellular base site at 1781-1799 Church Street. (3)

From T Mobile USA, Inc., submitting notification letter to California Public Utilities Commission regarding the cellular base site at 3595 Taraval Street. (4)

From T Mobile USA, Inc., submitting notification letter to California Public Utilities Commission regarding the cellular base site at 2300 Sutter Street. (5)

From T Mobile USA, Inc., submitting notification letter to California Public Utilities Commission regarding the cellular base site at 600 Battery Street. (6)

From T Mobile USA, Inc., submitting notification letter to California Public Utilities Commission regarding the cellular base site at 3899 24th Street. (7)

From T Mobile USA, Inc., submitting notification letter to California Public Utilities Commission regarding the cellular base site at 1501 Sutter Street. (8)

From T Mobile USA, Inc., submitting notification letter to California Public Utilities Commission regarding the cellular base site at 2701 Judah Street. (9)

From T Mobile USA, Inc., submitting notification letter to California Public Utilities Commission regarding the cellular base site at 2550 Sloat Blvd. (10)

From T Mobile USA, Inc., submitting notification letter to California Public Utilities Commission regarding the cellular base site at 1465 25th Street. (11)

From T Mobile USA, Inc., submitting notification letter to California Public Utilities Commission regarding the cellular base site at 3355 Mission Street. (12)

From T Mobile USA, Inc., submitting notification letter to California Public Utilities Commission regarding the cellular base site at 995 North Point Street. (13)

From T Mobile USA, Inc., submitting notification letter to California Public Utilities Commission regarding the cellular base site at 888 Brannan Street. (14)

From T Mobile USA, Inc., submitting notification letter to California Public Utilities Commission regarding the cellular base site at 706 28th Avenue. (15)

From T Mobile USA, Inc., submitting notification letter to California Public Utilities Commission regarding the cellular base site at 2520 Noriega Street. (16)

From T Mobile USA, Inc., submitting notification letter to California Public Utilities Commission regarding the cellular base site at 1701 Balboa Street. (17)

From SF Architectural Heritage, submitting support for proposed ordinance that provides for specific

time limits for Landmarks Board and Planning Commission review of proposed landmark and historic district designations. File 061068, Copy: Each Supervisor (18)

From Clerk of the Board, submitting notice that Proposition J, adopting a policy calling for the impeachment of President George W. Bush and Vice President Richard B. Cheney, was approved by the San Francisco voters on November 7, 2006. Copy: Supervisor Daly, Reference No. 2006/205-021 (19)

From Office of the Controller, submitting an audit report on SFO Enterprises, Inc., a private, for-profit corporation, of which the City and County of San Francisco is the sole shareholder. (20)

From Clerk of the Board, submitting quarterly report on departmental spending. (21)

From Clerk of the Board, submitting the election schedules which pertain to the various actions and deadlines for the November 6, 2007 Election to be held in the City and County of San Francisco. Copy: City Attorney (22)

From Christian Holmer, regarding an immediate disclosure request from various City departments. 7 letters (23)

From Planning Department, recommending that the Board adopt a proposed ordinance that would amend the Planning Code of the Inclusionary Affordable Housing Program and of the Jobs Housing Linkage Program. File 061529 (24)

From Office of the Controller, submitting an audit report on the Office of Citizen Complaints. (25)

From Department of Public Health, submitting annual report for the Department of Public Health for fiscal year 2005-06. (26)

From Board of Appeals, submitting the names of Randall Knox as President and Michael Garcia as Vice-President of the Board of Appeals. (27)

From concerned citizens, commenting that the City should crack down on the illegal use of handicap placards, and that the legitimate handicap person should get to park close to where they need to go, but they need to pay for parking like everyone else. File 061423, Copy: Budget and Finance Committee members, 2 letters (28)

From James Chaffee, commenting on proposed resolution urging the Library Commission to add Sunday hours at neighborhood branch libraries. File 070092, Copy: Each Supervisor (29)

From James Chaffee, regarding public comment at the Board of Supervisors meetings. (30)

From Francisco Da Costa, regarding Supervisor Maxwell and the proposed landmark designation of 900 Innes Street. (31)

From Francisco Da Costa, regarding the Youth Empowerment Conference held on January 20, 2007. (32)

From Department of Public Health, submitting the AIDS cases reported through December 2006. (33)

From India Basin Neighborhood Association, submitting support for proposed amendment to Article 10 regarding historic landmark designation time limits. File 061068, Copy: Each Supervisor (34)

From Sean Patrick Monette-Shaw, urging the Budget and Finance Committee to closely audit the amendment to design agreements being requested from the Laguna Honda Hospital Replacement Project (35)

From concerned citizens, regarding proposed use of the Armory at 14th and Mission Streets. (36)

From concerned citizens,"submitting support for proposed legislation allowing farmer's markets to be located on property under the jurisdiction of the Recreation and Park Commission. File 061112, Copy: Each Supervisor, 17 letters (37)

From James Chaffee, regarding the memorial celebration for Tillie Olsen at the First Congregational Church of Oakland at 2501 Harrison Street (corner of 25th and Harrison) on February 17, 2007. (38)

From concerned citizens, submitting support for the plastic bag reduction ordinance. File 070085, Copy: Each Supervisor, 3 letters (39)

From concerned citizens, urging the Board to use San Francisco's existing City fiber optic lines to build a free, publicly owned Internet system by 2008. Copy: Each Supervisor, 5 letters (40)

From S.F. Unified School District, responding to request for graffiti removal from Newcomer High School and sidewalk repair at several other school sites. (Reference No. 20061205) Copy: Supervisor Mirkarimi (41)

From Peter Ahern, commenting on the lack of parking revenue received by the City and County of San Francisco. File 061424, Copy: Each Supervisor (42)

From Aleck Wilson, submitting support for amending the Condominium Conversion law by providing for seniority in Pool A, including tenant protections. File 061563, Copy: Each Supervisor (43)

From Jeff Marchi, regarding parking meters in San Francisco. Copy: Each Supervisor (44)

From Rob Blach, submitting opposition to any further development on the south slope of Bernal Hill. File 061437, Copy: City Operations and Neighborhood Services Committee members (45)

From Bob Twomey, District Director for Assemblywoman Fiona Ma, submitting copy of letter sent to constituent regarding an unfortunate experience in the Castro District of San Francisco. (46)

From D. Graczyk, regarding WI-fi service in San Francisco. Copy: Each Supervisor (47)

From Matt Leonard, submitting opposition to kink.com moving down the street from his home on Duboce Avenue. Copy: Supervisor Daly (48)

From Mike Wolcott, regarding his car being towed without cause. (49)

From William Lautenberger, submitting support for continued funding of the N.E.R.T. program taught by the Fire Department. (50)

From A. Johnson, regarding 2 "whistleblower" complaints. (51)

From Ed Matzel, regarding civil servants being treated as second class citizens. (52)

From Brennan McBride, commenting on the traffic flow on Octavia and Market Streets. Copy: Supervisor Daly (53)

From concerned citizens, commenting on the implementation of the "Sick Leave" Ordinance. Copy. Each Supervisor, 2 letters (54)

From concerned citizens, urging the Board to stop spending so much time on political and ideological matters and more on basic quality of life issues. 2 letters (55)

From Police Department, submitting its 2006-compliance plan as required by Administrative Code Section 89.9, Compliance plans for the Equal Access Ordinance. (56)

APPOINTMENTS BY THE MAYOR

Arts Commission
Sherry Young
Sherene Melania
John Kriken

Health Commission
Markus Watson
Catherine J. Dodd

Human Services Commission
George Yamasaki, Jr.

Metropolitan Transportation Agency Board of Directors
Cameron Beach

Commission on the Status of Women
Dorka Keehn
Carolene Marks
Katherine Munter

War Memorial Board of Trustees
Eleni Tsakopoulos-Kounalakis
Thomas Horn

ADJOURNMENT

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

City and County of San Francisco
NOTICE OF PUBLIC HEARING
Board of Supervisors

General Notice — Transmitted: 02-02-2007

A public hearing will be held on 2/13/2007, at 4:00 p.m., or as soon as possible after this time, at Legislative Chamber, Room 250, City Hall, 1 Dr. Carlton B. Goodlett Place, San Francisco, CA 94102.

The Board of Supervisors will hold a public hearing relative to the listed subjects. All interested parties are cordially invited to attend. Persons who are unable to attend the hearing may submit written comments regarding this matter prior to the beginning of the hearing. These comments will become part of the official public record.

Mail comments for the listed file to: Board of Supervisors, City Hall, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102.

070054 **[Public Hearing - Appeal of Determination of Exemption from Environmental Review for 350 Masonic/2130 Golden Gate Avenues]**

Hearing of persons interested in or objecting to the decision of the Planning Department dated June 14, 2006 (Case No. 2005.0156E), exempting from environmental review under Categorical Exemption, [State CEQA Guidelines, Section 15332], Class 32. The proposal to remove an existing eight-car off-street surface parking lot and demolish a 1,550-gross-square-foot (gsf) single-family residence at 2130 Golden Gate Avenue and construct an approximately 15,200-gsf structure and a 2,500-gsf underground garage located at 350 Masonic/2130 Golden Gate Avenues, Lots 29 and 11 in Assessor's Block No. 1149. The project site is within an RH-3 (Residential, House, Three-Family) zoning district, and a 40-X height and bulk district. (Appellant: F. Joseph Butler)

Gloria L. Young, Clerk of the Board

Pursuant to Government Code Section 65009, the following notice is hereby given: if you challenge, in court, the certification of determination of exemption/exclusion from environmental review decision described above, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the Board of Supervisors at, or prior to, the public hearing.

DOCUMENTS DEPT.
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BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO

AGENDA

DOCUMENTS DEPT.
FEB - 9 2007
SAN FRANCISCO
PUBLIC LIBRARY

Legislative Chamber - Second Floor
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689
Tuesday, February 13, 2007 2:00 PM

Regular Meeting

AARON PESKIN, PRESIDENT
MICHELA ALIOTO-PIER, TOM AMMIANO, CHRIS DALY,
BEVAN DUFTY, SEAN ELSBERND, ED JEW, SOPHIE MAXWELL,
JAKE McGOLDRICK, ROSS MIRKARIMI, GERARDO SANDOVAL

Gloria L. Young, Clerk of the Board

Agendas of the Board of Supervisors are available on the internet at www.ci.sf.ca.us/bdsupvrs

BOARD COMMITTEES

Committee Membership	Meeting Days
Budget and Finance Committee Supervisors Daly, Ammiano, Dufty	Wednesday 1:00 PM
City and School District Select Committee Supervisors Dufty, Mirkarimi, Maxwell, Commissioners Kim, Mendoza, Wynns	2nd and 4th Monday 10:00 AM
City Operations and Neighborhood Services Committee Supervisors McGoldrick, Alioto-Pier, Jew	2nd and 4th Thursday 1:00 PM
Government Audit and Oversight Committee Supervisors Elsbernd, Alioto-Pier, Daly	1st and 3rd Monday 10:00 AM
Land Use and Economic Development Committee Supervisors Maxwell, Sandoval, McGoldrick	Monday 1:00 PM
Public Safety Committee Supervisors Mirkarimi, Maxwell, Dufty	1st and 3rd Thursday 10:00 AM
Rules Committee Supervisors Ammiano, Elsbernd, Peskin	1st and 3rd Thursday 1:00 PM

First-named Supervisor/Commissioner is Chair, Second-named Supervisor/Commissioner is Vice-Chair, of the Committee.

Board Meeting Procedures

The Board of Supervisors is the Legislative Body of the City and County of San Francisco. The Board considers ordinances and resolutions, most of which have been the subject of hearings before the standing committees of the board at which members of the public are urged to testify. The full Board does not hold a second public hearing on measures which have been heard in committee.

Board procedures do not permit: 1) persons in the audience to vocally express support or opposition to statements by Supervisors or by other persons testifying; 2) ringing and use of cell phones, pagers and similar sound-producing electronic devices. (Violators may be removed from the meeting room.) 3) signs to be brought into the meeting or displayed in the room; and 4) standing in the Legislative Chamber.

Citizens are encouraged to testify at Board hearings and to write letters to the Board and to its members, City Hall, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102.

USING LAPTOP COMPUTERS FOR PRESENTATIONS: Please contact City Hall Media Services at (415) 554-4933 to coordinate the use of laptop computers for presentations at the meeting. Computers to be used are required to be tested in advance. The presenter should arrive 30 minutes prior to the meeting to connect and test their computer.

THE AGENDA PACKET IS AVAILABLE AT CITY HALL, ROOM 244, RECEPTION DESK. Agendas are available on the internet at www.sfgov.org/site/bdsupvrs_index.asp?id=4383 For information, call (415) 554-5184.

Board meetings are cablecast on SF Cable 26. For video tape copies and scheduling call (415) 557-4293.

Results of each Board meeting can be obtained about a half hour after the end of the meeting by telephoning (415) 554-5555.

Requests for language interpreters at a meeting must be received at least 48 hours in advance of the meeting to help ensure availability. Contact Madeleine Licavoli at (415) 554-7722.

AVISO EN ESPAÑOL: La solicitud para un traductor en una reunion debe recibirse antes de mediodia de el viernes anterior a la reunion. Llame a Erasmo Vazquez (415) 554-4909.

翻譯 *必須在會議前最少四十八小時提出要求*
請電 (415) 554-7701

Disability Access

The Legislative Chamber and the Committee Room in City Hall are wheelchair accessible.

Meetings are real-time captioned and are cablecast open-captioned on SF Cable 26. Assistive listening devices for the Legislative Chamber are available upon request at the Clerk of the Board's Office, Room 244. Assistive listening devices for the Committee Room are available upon request at the Clerk of the Board's Office, Room 244 or in the Committee Room. To request sign language interpreters, readers, large print agendas or other accommodations, please contact Madeleine Licavoli at (415) 554-7722 or (415) 554-5227 (TTY). Requests made at least 48 hours in advance of the meeting will help to ensure availability.

The nearest accessible BART station is Civic Center (Market/Grove/Hyde Streets). Accessible MUNI Metro lines are the J, K, L, M, and N (Civic Center or Van Ness Stations). MUNI bus lines serving the area are the 47 Van Ness, 9 San Bruno, and the 6, 7, 71 Haight/Noriega. For more information about MUNI accessible services, call (415) 923-6142.

There is accessible parking in the vicinity of City Hall at Civic Center Plaza and adjacent to Davies Hall and the War Memorial Complex. Accessible curbside parking is available on Dr. Carlton B. Goodlett Place and Grove Street.

In order to assist the City's efforts to accommodate persons with severe allergies, environmental illness, multiple chemical sensitivity or related disabilities, attendees at public meetings are reminded that other attendees may be sensitive to perfumes and various other chemical-based scented products. Please help the City to accommodate these individuals.

Know Your Rights Under the Sunshine Ordinance

Government's duty is to serve the public, reaching its decision in full view of the public. Commissions, boards, councils and other agencies of the City and County exist to conduct the people's business. This ordinance assures that deliberations are conducted before the people and that City operations are open to the people's review.

For information on your rights under the Sunshine Ordinance (Chapter 67 of the San Francisco Administrative Code) or to report a violation of the ordinance, contact Frank Darby by mail to Sunshine Ordinance Task Force, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco CA 94102, by phone at (415) 554-7724, by fax at (415) 554-7854 or by email at sotf@sfgov.org

Citizens may obtain a free copy of the Sunshine Ordinance by contacting Mr. Darby or by printing Chapter 67 of the San Francisco Administrative Code on the Internet, at http://www.sfgov.org/sunshine

Lobbyist Registration and Reporting Requirements

Individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [SF Campaign & Governmental Conduct Code Sec. 2.100] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the San Francisco Ethics Commission at 30 Van Ness Avenue, Suite 3900, San Francisco, CA 94102; telephone (415) 581-2300; fax (415) 581-2317; web site www.sfgov.org/ethics

ROLL CALL AND PLEDGE OF ALLEGIANCE

APPROVAL OF MEETING MINUTES

Motion to approve Board Meeting Minutes for January 23, 2007.

AGENDA CHANGES

COMMUNICATIONS

Note: Each item on the Consent or Regular agenda may include the following documents:
1) Legislation
2) Budget Analyst report
3) Legislative Analyst report
4) Department or Agency cover letter and/or report
5) Public correspondence
These items will be available for review at City Hall, Room 244, Reception Desk.

CONSENT AGENDA

All matters listed hereunder constitute a Consent Agenda, are considered to be routine by the Board of Supervisors and will be acted upon by a single roll call vote of the Board. There will be no separate discussion of these items unless a member of the Board so requests, in which event the matter shall be removed from the Consent Agenda and considered as a separate item.

Items 1 through 5

Recommendation of the Budget and Finance Committee

Present: Supervisors Daly, Dufty, Peskin

1. 061621 **[Reduction to the San Francisco Public Library Cash Revolving Fund]**
Supervisor Peskin
Ordinance amending San Francisco Administrative Code Section 10.155 to decrease the Cash Revolving Fund of the San Francisco Public Library from $5,000 to $3,500.
(Public Library)

2/6/2007, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendations of the Land Use and Economic Development Committee

Present: Supervisors Maxwell, McGoldrick

2. **060537** **[Zoning - Ordinance creating the Lower Haight Street Alcohol Restricted Use District]**
Supervisors Mirkarimi, Dufty
Ordinance adding Section 784 to the Planning Code to create a Lower Haight Street Alcohol Restricted Use District prohibiting off-sale liquor establishments and providing for a three year sunset provision; amending Zoning Map Number 7SU of the City and County of San Francisco to indicate the boundaries of the Lower Haight Street Alcohol Restricted Use District, and making findings, including environmental findings and findings of consistency with the priority policies of Planning Code Section 101.1 and the General Plan.

2/6/2007, PASSED ON FIRST READING.
Question: Shall this Ordinance be FINALLY PASSED?

3. **061566** **[Limited equity accumulation for membership shares of ROOTS Program Assisted Housing Cooperatives]**
Supervisors Mirkarimi, Maxwell
Ordinance amending San Francisco Board of Supervisors Ordinance No. 71-06 appropriating $20,000,000 from the General Fund for Affordable Housing projects, including $1,000,000 to the Mayor's Office of Housing (MOH) for the Real Opportunities for Tenants (ROOTS) program, by amending the criteria for the ROOTS program to require that the Articles of Incorporation or the Bylaws of housing cooperatives assisted by ROOTS Program funds, and other applicable documents mandate that membership shares of members who cease to be permanent residents be sold at a price equaling no greater than a transfer value and clarify that resident housing organizations that are assisted by ROOTS must be structured in the form of a cooperative; and adopting regulations governing MOH's administration of the ROOTS program.

2/6/2007, PASSED ON FIRST READING.
Question: Shall this Ordinance be FINALLY PASSED?

Recommendations of the Rules Committee

Present: Supervisors Mirkarimi, Elsbernd, Ammiano

4. 061641 **[Barring the Police Department from inspecting telephone bills for Press Room telephones at the Hall of Justice, and requiring the Department of Administrative Services to pay any such telephone bills]**

Supervisors Sandoval, Mirkarimi, Ammiano, Peskin

Ordinance amending the San Francisco Administrative Code by adding Section 2A.87 prohibiting the Police Department from inspecting or making use of records of City telephones provided for the use of the news media at the Hall of Justice, and requiring the Department of Administrative Services to pay any costs associated with the provision of such telephones.

2/6/2007. PASSED ON FIRST READING. Supervisor Peskin added as a co-sponsor.

Question: Shall this Ordinance be FINALLY PASSED?

5. 070005 **[Settlement of Lawsuit - Pacific Gas and Electric Company v. CCSF]**

Ordinance authorizing settlement of the lawsuit filed by Pacific Gas & Electric ("PG&E") against the City and County of San Francisco for $6,700; the lawsuit was filed on May 4, 2005 in San Francisco Superior Court, Case No. CGC-05-440982; entitled Pacific Gas and Electric Company v. City and County of San Francisco; other material terms of said settlement are set forth in the Stipulated Judgment and Final Order of Condemnation, contained in Board of Supervisors File No. 070005. (City Attorney)

Question: Shall this Ordinance be PASSED ON FIRST READING?

Questions on the Consent Agenda are on final passage, first reading, or adoption, as indicated: _____

REGULAR AGENDA

UNFINISHED BUSINESS

From the Clerk

6. **070195** **[Findings Regarding Tentative Subdivision Map - 1170-80 Green]**
Motion adopting findings related to the Board's disapproval on January 30, 2007, of the decision of the Director of Public Works, which approved a proposed tentative parcel map for 6 unit condominium located at 1170-80 Green Street, Lot 012, Assessor's Block 0122.
(Clerk of the Board)

2/7/2007, REFERRED to Board of Supervisors.

Question: Shall this Motion be APPROVED?

NEW BUSINESS

Recommendations of the Budget and Finance Committee

Present Supervisors Daly, Ammiano, Dufty

7. 060897 **[Bond TEFRA Approval Policy]**
Supervisors Maxwell, Peskin
Ordinance amending the San Francisco Administrative Code by adding Chapter 43.9, Sections 43.9.1 through 43.9.6, to adopt findings and a City policy requiring housing project sponsors to comply with certain City contracting programs and other conditions in connection with the issuance of revenue bonds by joint exercise of powers authorities to finance private affordable housing projects within the City; and adopting a City policy regarding the review and approval of the issuance of revenue bonds by joint exercise of powers authorities to finance projects within the City other than private affordable housing projects.

10/24/2006, SUBSTITUTED Supervisor Maxwell submitted a substitute ordinance bearing new title.

Question: Shall this Ordinance be PASSED ON FIRST READING?

8. 061665 **[Approval of a 20 year agreement for sewage treatment and disposal services for the San Bruno Jail]**
Resolution approving the Agreement between the City and County of San Francisco (Sheriff), The Westborough County Water District (Westborough) and The North San Mateo County Sanitation District (District) for sewage treatment and disposal services for the San Bruno Jail, resulting in a contract term of 20 years, pursuant to San Francisco Charter Section 9.118(b).
(Sheriff)
(Fiscal Impact.)

Question: Shall this Resolution be ADOPTED?

Present: Supervisors Ammiano, Dufty, McGoldrick

9. 070022 **[Municipal Broadband]**
Supervisors McGoldrick, Mirkarimi, Ammiano
Resolution urging the City and County of San Francisco to weigh the costs and benefits of a Google/Earthlink provided wireless Internet, versus an autonomous Wireless connection created and maintained by the City and County of San Francisco itself.
(Supervisor Dufty dissented in Committee.)

Question: Shall this Resolution be ADOPTED?

Recommendations of the Land Use and Economic Development Committee

Present: Supervisors Maxwell, Sandoval

10. 061514 **[Zoning Map Amendment for 18 Arago Street]**

Ordinance amending Sheet 11 of the Zoning Map of the City and County of San Francisco for property located at 18 Arago Street, Assessor's Block 3154 Lot 063, to change the use district classification from P (Public Use) to RH-1 (Residential House, One-Family); adopting findings pursuant to the California Environmental Quality Act and making findings of consistency with the General Plan and the priority policies of Planning Code Section 101.1.
(Planning Department)

Question: Shall this Ordinance be PASSED ON FIRST READING?

11. 061546 **[Summary Vacation of Sewer, Water and Utility Easements Within Assessor's Block 2864, Lot 001 and Sale to Owner of Assessor's Block 2864, Lot 001 Upon Conditions]**

Ordinance ordering the summary vacation of six recorded sewer, water and utility easements located within Assessor's Block 2864, Lot 001, on land commonly known as 300 Laguna Honda Boulevard, subject to specified conditions; adopting findings pursuant to the California Streets and Highways Code Section 8330 et seq.; adopting findings pursuant to the California Environmental Quality Act; adopting findings that the vacation and sale by quitclaim are consistent with the City's General Plan and Eight Priority Policies of City Planning Code Section 101.1; authorizing the conveyance of the City's interest in the vacated easements to the fee owners of Assessor's Block 2864, Lot 001, upon satisfaction of conditions set forth in companion Ordinance No.8-07 on file with the Clerk of the Board of Supervisors in File No. 061545; and ratifying and authorizing actions in furtherance of the ordinance.
(Real Estate Department)

Question: Shall this Ordinance be PASSED ON FIRST READING?

12. 070099 **[Redevelopment of Candlestick Point and the Hunters Point Shipyard for an integrated mixed-use project, including possibly a new 49ers stadium.]**

Supervisors Peskin, Maxwell, Dufty, Ammiano

Resolution endorsing the efforts of the City, the Redevelopment Agency and Lennar Corporation to generate a conceptual proposal for a mixed-use development on Candlestick Point and Hunters Point Shipyard that includes the possibility of a new state-of-the-art stadium and associated parking for the San Francisco 49ers and that will provide parks and open space, jobs, affordable housing and other tangible economic and other public benefits for the Bayview Hunters Point community as soon as possible, and urging the Redevelopment Agency to work with the City to amend its exclusive negotiations agreement with Lennar/BVHP Partners for the Hunters Point Shipyard to provide for an integrated redevelopment project on Candlestick Point and the Shipyard.

1/30/2007, REFERRED to Land Use and Economic Development Committee. Supervisor Maxwell requested that this matter be referred to committee.

Question: Shall this Resolution be ADOPTED?

Present: Supervisors Maxwell, Sandoval, McGoldrick

13. 061654 **[Monster Cable Products, Inc]**

Supervisors McGoldrick, Ammiano, Daly, Maxwell, Mirkarimi, Peskin, Sandoval, Alioto-Pier

Resolution urging Monster Cable Inc. to provide a fair severance package to the over 120 laid-off workers at the Brisbane facility and to support these workers and the local community in dealing with the long-term detrimental impacts of Monster Cable Product's outsourcing of production jobs.

12/12/2006 REFERRED to City Operations and Neighborhood Services Committee. Supervisor Jew requested that this matter be referred to Committee.

Question: Shall this Resolution be ADOPTED?

Recommendation of the Rules Committee

Present: Supervisors Mirkarimi, Elsbernd, Ammiano

14. 061439 **[Raising the amount of the City Attorney's settlement authority regarding claims made by minors from $1,500 to $5,000]**

Supervisor Peskin

Ordinance amending the San Francisco Administrative Code, by amending Section 10.22-1 to raise the amount of the City Attorney's settlement authority regarding claims made by minors from $1,500 to $5,000.

Question: Shall this Ordinance be PASSED ON FIRST READING?

SPECIAL ORDER 3:00 P.M.

15. 070105 **[Public Hearing - Appeal of Tentative Final Map for 3189 21st Street]**
Hearing of persons interested in or objecting to the decision of the Department of Public Works dated January 16, 2007, approving a proposed Tentative/Final Map for a new 5 unit mixed-Use condominium project located at 3189 21st Street, Lot 071 in Assessor's Block No. 3615. (Appellant: Dorothy Chao)
(Filed January 23, 2007; Companion measure to Files 070105, 070106, 070107, 070108; District 9.)

Action:_____

(Only one of the following two motions should be approved.)

16. 070106 **[Approving decision of the Director of Public Works and approving the Tentative Final Map for 3189 21st Street]**
Motion approving the decision of the Director of Public Works, approving the Tentative Final Map for a new 5 unit mixed-use condominium project located at 3189 21st Street, Lot 071 in Assessor's Block 3615, and making environmental and General Plan findings.

Question: Shall this Motion be APPROVED?

17. 070107 **[Disapproving decision of the Director of Public Works and disapproving the Tentative Final Map for 3189 21st Street]**
Motion disapproving the decision of the Director of Public Works and disapproving the Tentative Final Map for a new 5 unit mixed-use condominium project located at 3189 21st Street, Lot 071 in Assessor's Block 3615.

Question: Shall this Motion be APPROVED?

18. 070108 **[Findings - 3189 21st Street]**
Motion directing the Clerk of the Board to prepare findings relating to the Board of Supervisors' decision concerning a Tentative Final Map for a new 5 unit mixed-use condominium project located at 3189 21st Street, Lot 071 in Assessor's Block 3615.

Question: Shall this Motion be APPROVED?

SPECIAL ORDER 3:30 P.M - Recognition of Commendations

SPECIAL ORDER 4:00 P.M.

APPEAL PROCEDURES
Board Rule 4.29 provides that public hearings on appeals shall be scheduled for 4pm. If more than one public hearing is scheduled, then the Clerk, in consultation with the President, may determine the order in which the appeals will be scheduled. Second and later appeals may be scheduled at specified times later than 4 pm. An appeal shall not be heard prior to its scheduled time on the calendar, and it may not be called until the Board's consideration of appeals scheduled earlier on the calendar is completed. It is the policy of the Clerk of the Board to schedule multiple appeals in the following order at 4pm:

1. *Appeals where all parties have agreed to request a continuance or a tabling of the appeal.*
2. *Continued appeals from previous Board meetings (continued appeals will be listed in order of those closest to deadlines for Board decision).*
3. *Appeals appearing on the calendar for the first time, in chronological order of receipt by the Clerk.*
4. *Multiple appeals appearing on the calendar may be staggered at times specific, beginning at 4pm.*
5. *Appeals involving participants who have ADA considerations may be set for specific times beginning at 4pm.*

19. 070054 **[Public Hearing - Appeal of Determination of Exemption from Environmental Review for 350 Masonic Avenue/2130 Golden Gate Avenue]**
Hearing of persons interested in or objecting to the decision of the Planning Department dated June 14, 2006 (Case No. 2005.0156E), exempting from environmental review under Categorical Exemption, [State CEQA Guidelines, Section 15332], Class 32. The proposal to remove an existing eight-car off-street surface parking lot and demolish a 1,550-gross-square-foot (gsf) single-family residence at 2130 Golden Gate Avenue and construct an approximately 15,200-gsf structure and a 2,500-gsf underground garage. The project site is within an RH-3 (Residential, House, Three-Family) zoning district, and a 40-X height and bulk district located at 350 Masonic/2130 Golden Gate Avenues, Lots 29 and 11 in Assessor's Block 1149. (Appellant: F. Joseph Butler)
(Filed January 5, 2007; Companion measure to Files 070054, 070055, 070056, 070057; District 5.)

Action:_____

Pursuant to Government Code Section 65009, the following notice is hereby given: if you challenge, in court, the categorical exemption from environmental review described above, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the Board of Supervisors at, or prior to, the public hearing.

(Only one of the following two motions should be approved.)

20. 070055 **[Affirming the categorical exemption issued for 350 Masonic/2130 Golden Gate Avenues]**
Motion affirming the determination by the Planning Department that the 350 Masonic/2130 Golden Gate Avenues project is categorically exempt from environmental review under the California Environmental Quality Act.

Question: Shall this Motion be APPROVED?

21. 070056 **[Disapproving the categorical exemption issued for 350 Masonic/2130 Golden Gate Avenues]**
Motion disapproving the determination by the Planning Department that the 350 Masonic/2130 Golden Gate Avenues project is categorically exempt from environmental review under the California Environmental Quality Act.

Question: Shall this Motion be APPROVED?

22. 070057 **[Preparation of findings related to the 350 Masonic/2130 Golden Gate Avenues project]**
Motion directing the Clerk of the Board to prepare findings related to the appeal of the determination by the Planning Department that the project at 350 Masonic/2130 Golden Gate Avenues is exempt from environmental review under the California Environmental Quality Act.

Question: Shall this Motion be APPROVED?

COMMITTEE REPORTS

Reports from committees, if any, recommending emergency or urgent measures.

The following item will be considered by the Rules Committee at a Special Meeting on Thursday February 8, 2007 at 10:00 a.m. The Chair intends to request the Committee to send the following item to the Board as a committee report on Tuesday, February 13, 2007.

23. 070120 **[Transition Period for Implementation of Paid Sick Leave Ordinance]**
Supervisors Elsbernd, Peskin, Jew
Ordinance adding Section 12W.17 to the Administrative Code to establish 120-day Transition Period (from February 5 through June 5, 2007) to implement Paid Sick Leave Ordinance, by providing that (1) an employer may delay payment of required paid sick leave until June 6, 2007, and (2) administrative penalties, compensatory costs to the City, liquidated damages, and attorneys' fees may not be awarded for a failure to pay required sick leave during the Transition Period.

Question: Shall this Ordinance be PASSED ON FIRST READING?

24. ROLL CALL FOR INTRODUCTIONS

Roll call for introduction of ordinances, resolutions, charter amendments, requests for hearings, letters of inquiry, letters of request to the City Attorney and Board Members' reports on their regional body activities

25. PUBLIC COMMENT

An opportunity for members of the public to directly address the Board on items of interest to the public that are within the subject matter jurisdiction of the Board, including items being considered today which have not been considered by a Board committee and excluding items which have been considered by a Board committee.
Members of the public may address the Board for up to three minutes. Each member of the public will be allotted the same number of minutes to speak, except that public speakers using translation assistance will be allowed to testify for twice the amount of the public testimony time limit. If simultaneous translation services are used, speakers will be governed by the public testimony time limit applied to speakers not requesting translation assistance. The President or the Board may limit the total testimony to 30 minutes.
Members of the public who want a document placed on the overhead for display should clearly state such and subsequently remove the document when they want the screen to return to live coverage of the meeting.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures are introduced for adoption without committee reference. A unanimous vote is required for adoption of a resolution today. Any Supervisor may require any resolution to go to committee.

Items 26 through 31

26. 070186 **[Grant of Private Foundation Funds - Municipal Transportation Agency]**
Supervisor Dufty
Resolution authorizing the Municipal Transportation Agency to accept and expend $10,371 of Bland Family Foundation grant funds for restoration of Muni's Historic Photo Archive, excluding administrative overhead costs.

2/6/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING

Question: Shall this Resolution be ADOPTED?

27. 070187 **[Commending the Transport Workers Union Local 250-A for their support of the Sweatfree Ordinance]**
Supervisor Ammiano
Resolution commending the Transport Workers Union Local 250-A for their support of the Sweatfree Ordinance and solidarity with workers worldwide.

2/6/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

28. 070188 **[Urging Congress to Amend the Comprehensive Smoking Education Act of 1984]**
Supervisors Daly, Ammiano, Dufty, Maxwell, McGoldrick, Mirkarimi
Resolution urging U.S. Congressional Representatives to amend the Comprehensive Smoking Education Act of 1984 (Public Law 98-474) and require picture-based warning labels

2/6/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

29. 070189 **[Honorary street name designation of Osaka Way]**
Supervisor Mirkarimi
Resolution commemorating the 50th anniversary of the San Francisco-Osaka Sister City Association, and designating Osaka Way as an honorary street name to be located on Buchanan Street between Sutter and Post Streets.

2/6/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

30. 070190 [Extending the Library Citizens Advisory Committee]

Supervisor Daly

Resolution extending the operation of the Library Citizens Advisory Committee to March 1, 2009.

2/6/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

31. 070191 [Final Map - 77 Bluxome Street]

Motion approving Final Map 3864, a 102 Unit Residential Condominium Project, located at 77 Bluxome Street being a subdivision of Lot 19 in Assessors Block No. 3786 and adopting findings pursuant to the General Plan and City Planning Code Section 101.1
(Public Works Department)

2/1/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

*Questions on the For Adoption Without Committee Reference Agenda:*_____

32. IMPERATIVE AGENDA

Resolution(s), if any, to be adopted within limits imposed by the Sunshine Ordinance and the Ralph M. Brown Act, introduced today, not on the printed agenda. For such resolutions to be considered, the Board must first adopt the Serious Injury Finding or the Purely Commendatory Finding and the Brown Act Finding. Each motion requires 8 votes or a unanimous 6 or 7. A unanimous vote is required for the resolution(s).

[Serious Injury Finding]
Motion that the Board find that for the resolution(s) being considered at this time "the need to take action is so imperative as to threaten serious injury to the public interest if action is deferred to a later meeting."

[Purely Commendatory Finding]
Motion that the Board find that the resolution(s) being considered at this time are purely commendatory.

[Brown Act Finding]
Motion that the Board find by roll call vote that for the resolutions being considered at this time there is a need to take immediate action and the need to take action came to the attention of the City and County of San Francisco after the agenda was posted.

OFF-AGENDA LEGISLATION

PROPOSED ORDINANCES

Proposed ordinance received from January 30, 2007 through February 5, 2007, for reference by President to appropriate committee on February 13, 2007

070194 **[Approving a General Plan Amendment Related to the Trinity Plaza Project at Market and 8th Streets]**

Ordinance amending the San Francisco General Plan by amending the height and bulk districts found on "Map 5 - Proposed Height and Bulk Districts," and referred to in Policy 13.1 of the Downtown Area Plan, for the proposed Trinity Plaza Special Use District, which encompasses the real property located at 1167 Market Street (Assessor's Block 3702, Lot No. 053), 670 Stevenson Street (Assessor's Block 3702, Lot No. 051), 693 Stevenson Street (Assessor's Block 3702, Lot No. 052), 1164 Mission Street (Assessor's Block 3702, Lot No. 039), and a portion of former Jessie Street between 7th and 8th Streets, by changing the height and bulk classification from 120-X, 150-X and 240-S to 160-X, 180-X and 240-S; adopting environmental findings and findings that the proposed General Plan amendments are consistent with the General Plan and eight Priority Policies of Planning Code Section 101.1.
(Planning Department)

2/1/2007, ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 3/2/2007.

PROPOSED RESOLUTIONS

Proposed resolutions received from January 30, 2007 through February 5, 2007, for reference by President to appropriate committee on February 13, 2007.

070192 **[Accept-Expend Equipment - Chief of Police]**

Resolution authorizing the Chief of Police for the City and County of San Francisco to retroactively accept and expend telephone analysis software valued at approximately $60,000 made available through the Technology Transfer Program, Office of National Drug Control Policy, Counterdrug Technology Assessment Center (ONDCP/CTAC).
(Police Department)

1/31/2007, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

070193 **[Accept-Expend Federal and State Grants for Voting Equipment]**

Resolution authorizing the Department of Elections to accept and expend additional grants under the federal Help America Vote Act of 2002 ("HAVA"), Section 301, and Proposition 41 in an amount not to exceed $5.43 million for voting equipment to be used for the November 2007 election and elections thereafter.
(Elections Department)

2/1/2007, RECEIVED AND ASSIGNED to Rules Committee.

070196 [Petitions and Communications]

Petitions and Communications received from January 30, 2007 through February 5, 2007 for reference by the President to February 13, 2007.

From Office of the Controller, submitting report concerning the concession review of SF Museum of Modern Art's store at SF International Airport. (1)

From Arts Commission, submitting the second quarterly report for the period ending December 31, 2006. (2)

From Human Services Agency, submitting quarterly update for the Human Services Care Fund. (3)

From Department of Human Resources, submitting request for waiver of Administrative Code Section 12B for SMG (S.F. Convention Facilities) at 99 Grove Street. (4)

From Abdullah Megahed, urging the Director of ECS to work with the Shelter Monitoring Committee to stop the Director of the "Next Door" shelter from attempts to silence him. 2 letters (5)

From Albertsons LLC, regarding its efforts to reduce plastic bag usage in all of their stores. File 070085, Copy: City Operations and Neighborhood Services Committee members (6)

From Monster Cable Products, responding to a letter from the Chinese Progressive Association dated January 23, 2007 concerning laid off workers. File 061654, Copy: Land Use Committee members (7)

From James Chaffee, regarding the $40 million shortfall in the Branch Library Improvement Program. (8)

From Office of Labor Standards Enforcement, submitting an update on the planning, development and implementation of the Employer Spending Requirement and the Health Access Program. (9)

From Adult Probation Department, submitting the Efficiency Plan/Performance Measures for the Adult Probation Department. (10)

From Arts Commission, submitting the Department Efficiency Plan/Performance Measures for the Arts Commission. (11)

From Department of Public Health, submitting the Department Efficiency Plan/Performance Measures for the Department of Public Health. (12)

From Rent Board, submitting the Department Efficiency Plan/Performance Measures for the Rent Board. (13)

From S.F. Children and Families Commission, submitting the Department Efficiency Plan/Performance Measures for S.F. Children and Families Commission. (14)

From Ethics Commission, submitting the Department Efficiency Plan/Performance Measures for the Ethics Commission. (15)

From S.F. International Airport, submitting the Department Efficiency Plan/Performance Measures for the S.F. International Airport. (16)

From Public Defender, submitting the Department Efficiency Plan/Performance Measures for the Office of the Public Defender. (17)

From Human Services Agency, submitting the Department Efficiency Plan/Performance Measures for the Human Services Agency. (18)

From Human Rights Commission, submitting the Department Efficiency Plan/Performance Measures for the Human Rights Commission. (19)

From Police Department, submitting the Department Efficiency Plan/Performance Measures for the Police Department. (20)

From Department of Emergency Management, submitting the Department Efficiency Plan/Performance Measures for the Department of Emergency Management. (21)

From the Port, submitting the Department Efficiency Plan/Performance Measures for the Port. (22)

From Public Utilities Commission, submitting the Department Efficiency Plan/Performance Measures for the Public Utilities Commission. (23)

From Board of Supervisors/Clerk of the Board, submitting the Department Efficiency Plan/Performance Measures for the Board of Supervisors/Clerk of the Board. (24)

From Office of the Treasurer/Tax Collector, submitting the Department Efficiency Plan/Performance Measures for the Office of the Treasurer/Tax Collector. (25)

From Department of Building Inspection, submitting the Department Efficiency Plan/Performance Measures for the Department of Building Inspection. (26)

From Fine Arts Museums of San Francisco, submitting the Department Efficiency Plan/Performance Measures for the Fine Arts Museums of San Francisco. (27)

From Department of the Environment, submitting the Department Efficiency Plan/Performance Measures for the Department of the Environment. (28)

From Employees' Retirement System, submitting the Department Efficiency Plan/Performance Measures for the Employees' Retirement System. (29)

From Office of the City Attorney, submitting the Department Efficiency Plan/Performance Measures for the Office of the City Attorney. (30)

From Health Service System, submitting the Department Efficiency Plan/Performance Measures for the Health Service System. (31)

From Office of the Controller, submitting the Department Efficiency Plan/Performance Measures for the Office of the Controller. (32)

From Department of Child Support Services, submitting the Revised Efficiency Plan/Performance Measures for the Department of Child Support Services. (33)

From Civil Service Commission, submitting the Department Efficiency Plan/Performance Measures for the Civil Service Commission. (34)

From Planning Department, submitting the Department Efficiency Plan/Performance Measures for the Planning Department. (35)

From Asian Art Museum, submitting the Department Efficiency Plan/Performance Measures for the Asian Art Museum. (36)

From Office of the District Attorney, submitting the Department Efficiency Plan/Performance Measures for the Office of the District Attorney. (37)

From Taxi Commission, submitting the Department Efficiency Plan/Performance Measures for the Taxi Commission. (38)

From Law Library, submitting the Department Efficiency Plan/Performance Measures for the Law Library. (39)

From the Commission on the Environment, submitting resolution endorsing landmark tree status for tree located at 20-28 Rosemont Terrace. (40)

From SF Film Commission, submitting the attendance policy of the SF Film Commission. (41)

From Office of the Controller, submitting an analysis of the feasibility of the current financial plan for the Tranbay Transit Center/Caltrain Downtown Extension Project of the Transbay Joint Powers Authority. (42)

From Fire Department, submitting the Department Efficiency Plan/Performance Measures for the Fire Department. (43)

From Office of the Controller, submitting the Department Efficiency Plan/Performance Measures for the Office of the Controller. (44)

From Juvenile Probation Department, submitting the Department Efficiency Plan/Performance Measures for the Juvenile Probation Department. (45)

From Ernestine Weiss, urging the Recreation and Park Department to restore the Park Rangers to its former full staff at Ferry Park. (46)

From Department on the Status of Women, submitting the Department Efficiency Plan/Performance Measures for the Department on the Status of Women. (47)

From Office of the Controller, submitting the six-month Budget Status Report for fiscal year 2006-07. (48)

From Recreation and Park Department, submitting report for the 2nd quarter of fiscal year 2006-07 in response to the requirements of Resolution 157-99 Lead Poisoning Prevention. (49)

From Ethics Commission, submitting the fourth quarter summary of earnings and expenses of lobbyists registered with the City. (50)

From Christian Holmer, regarding various issues with City Departments. 2 letters (51)

From T Mobile USA, Inc., submitting notification letter to California Public Utilities Commission regarding the cellular base site at 3030 Judah Street. (52)

From T Mobile USA, Inc., submitting notification letter to California Public Utilities Commission regarding the cellular base site at 1000 Courtland Avenue. (53)

From T Mobile USA, Inc., submitting notification letter to California Public Utilities Commission regarding the cellular base site at 1601 20th Street. (54)

From T Mobile USA, Inc., submitting notification letter to California Public Utilities Commission regarding the cellular base site at 480 N. Canal Street. (55)

From Public Library, submitting the Department Efficiency Plan/Performance Measures for the Public Library. (56)

From Selomon Alemayehu, submitting notice that "Am-Pm All Airport Shuttle" filed an application with the California Public Utilities Commission, seeking a passenger stage corporation certificate to perform on-call transportation of passengers between points in San Francisco, Contra Costa, Solano, Marin, Alameda, Santa Clara and San Mateo Counties. (57)

From Ann Haver, requesting more police presence in the area of Leavenworth, O'Farrell and Geary Streets because she is frequently harassed and aggressively shoved around by panhandlers. Copy: Supervisor Daly (58)

From Bruce Brugmann, commenting on Mayor Newsom running for re-election. (59)

From Department of Human Resources, submitting the Department Efficiency Plan/Performance Measures for the Department of Human Resources. (60)

From the Assessor-Recorder, submitting the Department Efficiency Plan/Performance Measures for the Assessor-Recorder's Office. (61)

From Recreation and Park Department, submitting the Department Efficiency Plan/Performance Measures for the Recreation and Park Department. (62)

From concerned citizens, submitting support for proposed legislation allowing farmer's markets to be located on property under the jurisdiction of the Recreation and Park Commission. File 061112, Copy: Each Supervisor, 2 letters (63)

From Nick Larocque, submitting support for Kink Studio locating at the old Armory building at 14th and Mission Streets. Copy: Each Supervisor (64)

From Municipal Transportation Agency, regarding repainting the crosswalks located at the intersection of Fulton and Gough. (Reference No. 20061031-003) Copy: Supervisor Mirkarimi (65)

From Municipal Transportation Agency, regarding status of installing traffic calming measures at the intersection of Locksley and Warren Drive. (Reference No. 20061205-003) Copy: Supervisor Elsbernd (66)

From Denise D'Anne, regarding making a change in how we live and use resources. (67)

From concerned citizens, urging the Board to restore the San Francisco Medical Marijuana ID Card Program. 5 letters (68)

From Office of Citizen Complaints, submitting the Department Efficiency Plan/Performance Measures for the Office of Citizen Complaints. (69)

From State Public Utilities Commission, regarding Resolution M-4818 supporting improved coordination with Local Agency Formation Commissions by Water and Wastewater Utilities that will be heard at the State Public Utilities Commission meeting on March 15, 2007. (70)

From Taxi Commission, submitting the Department Efficiency Plan/Performance Measures for the Taxi Commission. (71)

From Alvin Johnson, regarding his alleged discrimination and retaliatory removal from providing experienced telecommunications network engineering support to the City's newly created combined E911 network for the past three years. Copy: Department of Telecommunication and Information Services (72)

From Arc Ecology, commenting on the Treasure Island Term Sheet. Copy: Each Supervisor (73)

From Philip Cusick, regarding proposal to modify parking restrictions for mechanical street cleaning. File 070095, Copy: Each Supervisor (74)

From concerned citizens, urging the Mayor and Board of Supervisors to stop the Google/Earthlink deal immediately and build a fast, free and publicly owned wireless and fiber optic communications network for San Francisco. File 070077, Copy: Each Supervisor (75)

From Kathryn Demas, urging the Board to urge MUNI not to alter the N Judah end point this April. Copy: Supervisor Jew (76)

From concerned citizens, submitting support for the implementation of Community Choice Energy in San Francisco. File 070112, Copy: Each Supervisor (77)

From Office of the Mayor, submitting the Department Efficiency Plan/Performance Measures for the Office of the Mayor. (78)

ADJOURNMENT

BOARD of SUPERVISORS

City Hall
Dr. Carlton B. Goodlett Place, Room 244
San Francisco 94102-4689
Tel. No. 554-5184
Fax No. 554-5163
TDD/TTY No. 544-5227

NOTICE OF MATTER CALLED OUT OF COMMITTEE

CITY OPERATIONS AND NEIGHBORHOOD SERVICES

SAN FRANCISCO BOARD OF SUPERVISORS

NOTICE IS HEREBY GIVEN that pursuant to Rule 5.31 the following matter has been called out of the City Operations and Neighborhood Services by Supervisor McGoldrick at the Board Meeting of February 13, 2007:

File No. 061565 Resolution urging the Municipal Transportation Agency (MTA) to reduce the cost of monthly adult MUNI fast passes for transitional aged young adults ages 18 to 24 years old.

The Board will be meeting on February 27, 2007 at 2:00 p.m., in the Legislative Chambers on the second floor of City Hall to consider the above item.

The public will have an opportunity to speak during the public comment period of the Board's agenda.

Persons who are unable to attend the hearing may submit written comments regarding this matter prior to the beginning of the hearing. These comments will become part of the official public record.

Gloria L. Young, Clerk of the Board

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POSTED: February 21, 2007

BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO

AGENDA

DOCUMENTS DEPT
FEB 23 2007
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Legislative Chamber - Second Floor
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689
Tuesday, February 27, 2007 2:00 PM

Regular Meeting

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590
#63
2/27/07

AARON PESKIN, PRESIDENT
MICHELA ALIOTO-PIER, TOM AMMIANO, CHRIS DALY,
BEVAN DUFTY, SEAN ELSBERND, ED JEW, SOPHIE MAXWELL,
JAKE McGOLDRICK, ROSS MIRKARIMI, GERARDO SANDOVAL

Gloria L. Young, Clerk of the Board

Agendas of the Board of Supervisors are available on the internet at www.ci.sf.ca.us/bdsupvrs

BOARD COMMITTEES

Committee Membership	Meeting Days
Budget and Finance Committee Supervisors Daly, Ammiano, Dufty	Wednesday 1:00 PM
City and School District Select Committee Supervisors Dufty, Mirkarimi, Maxwell, Commissioners Kim, Mendoza, Wynns	1st and 3rd Thursday 3:30 PM
City Operations and Neighborhood Services Committee Supervisors McGoldrick, Alioto-Pier, Jew	2nd and 4th Thursday 1:00 PM
Government Audit and Oversight Committee Supervisors Elsbernd, Alioto-Pier, Daly	1st and 3rd Monday 10:00 AM
Land Use and Economic Development Committee Supervisors Maxwell, Sandoval, McGoldrick	Monday 1:00 PM
Public Safety Committee Supervisors Mirkarimi, Maxwell, Dufty	2nd and 4th Monday 10:00 AM
Rules Committee Supervisors Ammiano, Elsbernd, Peskin	1st and 3rd Thursday 10:00 AM

First-named Supervisor/Commissioner is Chair, Second-named Supervisor/Commissioner is Vice-Chair, of the Committee.

Board Meeting Procedures

The Board of Supervisors is the Legislative Body of the City and County of San Francisco. The Board considers ordinances and resolutions, most of which have been the subject of hearings before the standing committees of the board at which members of the public are urged to testify. The full Board does not hold a second public hearing on measures which have been heard in committee.

Board procedures do not permit: 1) persons in the audience to vocally express support or opposition to statements by Supervisors or by other persons testifying; 2) ringing and use of cell phones, pagers and similar sound-producing electronic devices, (Violators may be removed from the meeting room.) 3) signs to be brought into the meeting or displayed in the room; and 4) standing in the Legislative Chamber.

Citizens are encouraged to testify at Board hearings and to write letters to the Board and to its members, City Hall, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102.

USING LAPTOP COMPUTERS FOR PRESENTATIONS: Please contact City Hall Media Services at (415) 554-4933 to coordinate the use of laptop computers for presentations at the meeting. Computers to be used are required to be tested in advance. The presenter should arrive 30 minutes prior to the meeting to connect and test their computer.

THE AGENDA PACKET IS AVAILABLE AT CITY HALL, ROOM 244, RECEPTION DESK. Agendas are available on the internet at www.sfgov.org/site/bdsupvrs_index.asp?id=4383 For information, call (415) 554-5184.

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Requests for language interpreters at a meeting must be received at least 48 hours in advance of the meeting to help ensure availability. Contact Madeleine Licavoli at (415) 554-7722.

AVISO EN ESPAÑOL: La solicitud para un traductor en una reunion debe recibirse antes de mediodia de el viernes anterior a la reunion. Llame a Erasmo Vazquez (415) 554-4909.

翻譯 *必須在會議前最少四十八小時提出要求*
請電 (415) 554-7701

Disability Access

The Legislative Chamber and the Committee Room in City Hall are wheelchair accessible.

Meetings are real-time captioned and are cablecast open-captioned on SF Cable 26. Assistive listening devices for the Legislative Chamber are available upon request at the Clerk of the Board's Office, Room 244. Assistive listening devices for the Committee Room are available upon request at the Clerk of the Board's Office, Room 244 or in the Committee Room. To request sign language interpreters, readers, large print agendas or other accommodations, please contact Madeleine Licavoli at (415) 554-7722 or (415) 554-5227 (TTY). Requests made at least 48 hours in advance of the meeting will help to ensure availability.

The nearest accessible BART station is Civic Center (Market/Grove/Hyde Streets). Accessible MUNI Metro lines are the J, K, L, M, and N (Civic Center or Van Ness Stations). MUNI bus lines serving the area are the 47 Van Ness, 9 San Bruno, and the 6, 7, 71 Haight/Noriega. For more information about MUNI accessible services, call (415) 923-6142.

There is accessible parking in the vicinity of City Hall at Civic Center Plaza and adjacent to Davies Hall and the War Memorial Complex. Accessible curbside parking is available on Dr. Carlton B. Goodlett Place and Grove Street.

In order to assist the City's efforts to accommodate persons with severe allergies, environmental illness, multiple chemical sensitivity or related disabilities, attendees at public meetings are reminded that other attendees may be sensitive to perfumes and various other chemical-based scented products. Please help the City to accommodate these individuals.

Know Your Rights Under the Sunshine Ordinance

Government's duty is to serve the public, reaching its decision in full view of the public. Commissions, boards, councils and other agencies of the City and County exist to conduct the people's business. This ordinance assures that deliberations are conducted before the people and that City operations are open to the people's review.

For information on your rights under the Sunshine Ordinance (Chapter 67 of the San Francisco Administrative Code) or to report a violation of the ordinance, contact Frank Darby by mail to Sunshine Ordinance Task Force, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco CA 94102, by phone at (415) 554-7724, by fax at (415) 554-7854 or by email at sotf@sfgov.org

Citizens may obtain a free copy of the Sunshine Ordinance by contacting Mr. Darby or by printing Chapter 67 of the San Francisco Administrative Code on the Internet, at http://www.sfgov.org/sunshine

Lobbyist Registration and Reporting Requirements

Individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [SF Campaign & Governmental Conduct Code Sec. 2.100] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the San Francisco Ethics Commission at 30 Van Ness Avenue, Suite 3900, San Francisco, CA 94102; telephone (415) 581-2300; fax (415) 581-2317; web site www.sfgov.org/ethics

ROLL CALL AND PLEDGE OF ALLEGIANCE

APPROVAL OF MEETING MINUTES

Motion to approve Board Meeting Minutes for January 30, 2007.

AGENDA CHANGES

COMMUNICATIONS

Note: Each item on the Consent or Regular agenda may include the following documents:
1) Legislation
2) Budget Analyst report
3) Legislative Analyst report
4) Department or Agency cover letter and/or report
5) Public correspondence
These items will be available for review at City Hall, Room 244, Reception Desk.

SPECIAL ORDER 2:00 P.M. - Mayor's Appearance Before The Board

(This item will be read at the third regularly scheduled Board meeting of every month)

The following is a time dedicated for the Mayor to discuss with the Board of Supervisors issues pertaining to the governance of the City and County of San Francisco. The Board of Supervisors offers this time for dialogue on the third regularly scheduled Board meeting of every month pursuant to the will of the voters as expressed in Proposition I in November of 2006.

Should the Mayor fail to appear after five minutes of the item being called, the Clerk shall remove the item from the Board's agenda, and the item shall not be considered by the Board. Should the Mayor appear and the Board therefore consider this item, public comment for this item will take place during public comment.

CONSENT AGENDA

All matters listed hereunder constitute a Consent Agenda, are considered to be routine by the Board of Supervisors and will be acted upon by a single roll call vote of the Board. There will be no separate discussion of these items unless a member of the Board so requests, in which event the matter shall be removed from the Consent Agenda and considered as a separate item.

Items 1 through 10

Recommendations of the City Operations and Neighborhood Services Committee

Present: Supervisors McGoldrick, Jew

1. 070016 **[Juvenile Probation and Camps Funding Program Agreement-Juvenile Probation Department]**
Supervisor Dufty
Resolution authorizing the Juvenile Probation Department to participate in the Juvenile Probation and Camps Funding Program used to pay for direct services to children.

Question: Shall this Resolution be ADOPTED?

2. 070017 **[Grant of Regional Funds - Municipal Transportation Agency]**
Supervisor Daly
Resolution authorizing the Municipal Transportation Agency to accept and expend $49,000 of Regional Measure 2 funds for Safe Routes to Transit project.

Question: Shall this Resolution be ADOPTED?

3. 070018 **[Accept-Expend Federal and State Grants - Municipal Transportation Agency]**
Supervisor Maxwell
Resolution authorizing the Municipal Transportation Agency to accept and expend a Caltrans Safe Routes to School grant in the amount of $423,000 for implementation of the Buena Vista Safe Routes to School Project.

Question: Shall this Resolution be ADOPTED?

4. 070019 **[Accept-Expend Grant - Visitacion Valley CRN]**
Supervisor Maxwell
Resolution authorizing the Department of the District Attorney of the City and County of San Francisco to retroactively accept and expend a grant in the amount of $444,253 from the Department of Justice, for a program entitled "San Francisco's Visitacion Valley Community Response Network" for the period July 1, 2006 to December 31, 2007.

Question: Shall this Resolution be ADOPTED?

Recommendations of the Land Use and Economic Development Committee

Present Supervisors Maxwell, Sandoval

5. 061514 **[Zoning Map Amendment for 18 Arago Street]**
Ordinance amending Sheet 11 of the Zoning Map of the City and County of San Francisco for property located at 18 Arago Street, Assessor's Block 3154 Lot 063, to change the use district classification from P (Public Use) to RH-1 (Residential House, One-Family); adopting findings pursuant to the California Environmental Quality Act and making findings of consistency with the General Plan and the priority policies of Planning Code Section 101.1.
(Planning Department)

2/13/2007, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

6. 061546 **[Summary Vacation of Sewer, Water and Utility Easements Within Assessor's Block 2864, Lot 001 and Sale to Owner of Assessor's Block 2864, Lot 001 Upon Conditions]**
Ordinance ordering the summary vacation of six recorded sewer, water and utility easements located within Assessor's Block 2864, Lot 001, on land commonly known as 300 Laguna Honda Boulevard, subject to specified conditions; adopting findings pursuant to the California Streets and Highways Code Section 8330 et seq.; adopting findings pursuant to the California Environmental Quality Act; adopting findings that the vacation and sale by quitclaim are consistent with the City's General Plan and Eight Priority Policies of City Planning Code Section 101.1; authorizing the conveyance of the City's interest in the vacated easements to the fee owners of Assessor's Block 2864, Lot 001, upon satisfaction of conditions set forth in companion Ordinance No.8-07 on file with the Clerk of the Board of Supervisors in File No. 061545; and ratifying and authorizing actions in furtherance of the ordinance.
(Real Estate Department)

2/13/2007, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendation of the Public Safety Committee

Present: Supervisors Mirkarimi, Dufty

7. 070184 **[Appropriating $24,840 of General Fund Reserve to Purchase and Install Two Safety Cameras in the Department of Telecommunications and Information Services for Fiscal Year 2006-2007]**
Supervisors Mirkarimi, Dufty
Ordinance appropriating $24,840 of General Fund Reserve to purchase and install two community safety cameras at Haight and Webster Streets in the Department of Telecommunications and Information Services for Fiscal Year 2006-2007.

Question: Shall this Ordinance be PASSED ON FIRST READING?

Recommendations of the Rules Committee

Present: Supervisors Mirkarimi, Elsbernd, Ammiano

8. 061439 **[Raising the amount of the City Attorney's settlement authority regarding claims made by minors from $1,500 to $5,000]**

Supervisor Peskin

Ordinance amending the San Francisco Administrative Code, by amending Section 10.22-1 to raise the amount of the City Attorney's settlement authority regarding claims made by minors from $1,500 to $5,000.

2/13/2007, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

9. 070005 **[Settlement of Lawsuit - Pacific Gas and Electric Company v. CCSF]**

Ordinance authorizing settlement of the lawsuit filed by Pacific Gas & Electric ("PG&E") against the City and County of San Francisco for $6,700; the lawsuit was filed on May 4, 2005 in San Francisco Superior Court, Case No. CGC-05-440982; entitled Pacific Gas and Electric Company v. City and County of San Francisco; other material terms of said settlement are set forth in the Stipulated Judgment and Final Order of Condemnation, contained in Board of Supervisors File No. 070005. (City Attorney)

2/13/2007, PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Present: Supervisors Ammiano, Elsbernd

10. 070120 **[Transition Period for Implementation of Paid Sick Leave Ordinance]**

Supervisors Elsbernd, Peskin, Jew, Alioto-Pier

Ordinance adding Section 12W.17 to the Administrative Code to establish 120-day Transition Period (from February 5 through June 5, 2007) to implement Paid Sick Leave Ordinance, by providing that (1) an employer may delay payment of required paid sick leave until June 6, 2007, and (2) administrative penalties, compensatory costs to the City, liquidated damages, and attorneys' fees may not be awarded for a failure to pay required sick leave during the Transition Period.

2/13/2007, PASSED ON FIRST READING. Supervisor Alioto-Pier added as a co-sponsor.

Question: Shall this Ordinance be FINALLY PASSED?

*Questions on the Consent Agenda are on final passage, first reading, or adoption, as indicated:*_____

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendation of the Budget and Finance Committee

Present: Supervisors Daly, Ammiano, Dufty

11. 060897 **[Bond TEFRA Approval Policy]**
Supervisors Maxwell, Peskin
Ordinance amending the San Francisco Administrative Code by adding Chapter 43.9, Sections 43.9.1 through 43.9.6, to adopt findings and a City policy requiring housing project sponsors to comply with certain City contracting programs and other conditions in connection with the issuance of revenue bonds by joint exercise of powers authorities to finance private affordable housing projects within the City; and adopting a City policy regarding the review and approval of the issuance of revenue bonds by joint exercise of powers authorities to finance projects within the City other than private affordable housing projects.

10/24/2006, SUBSTITUTED. Supervisor Maxwell submitted a substitute ordinance bearing new title.

2/13/2007, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

NEW BUSINESS

Recommendations of the Budget and Finance Committee

Present: Supervisors Daly, Ammiano, Dufty

12. 061533 **[Sale of Vacant City Property on Alemany Boulevard near Ocean Avenue]**
Supervisors Sandoval, Peskin, Daly
Ordinance ordering the sale of City-owned property located on Alemany Boulevard, between Ocean Avenue and Onondaga Avenue, commonly known as Assessor's Block Number 6954, Lot 11C; adopting findings pursuant to the California Environmental Quality Act; adopting findings that the sale is consistent with the City's General Plan and Eight Priority Policies of City Planning Code Section 101.1; adopting findings that Administrative Code Chapter 23A does not apply to such sale; and authorizing other actions in furtherance of this ordinance.

Question: Shall this Ordinance be PASSED ON FIRST READING?

13. 070123 **[Appropriating $641,973 of General Fund Reserve to backfill reduced federal funding for A.I.D.S. Services for the Department of Public Health for Fiscal Year 2006-2007]**
Supervisors Daly, Ammiano, Dufty
Ordinance appropriating $641,973 of General Fund Reserve to backfill the reduction of earmarked A.I.D.S. services funding from the U.S. Department of Health and Human Services, Centers for Medicare and Medicaid Services, in the Department of Public Health for Fiscal Year 2006-2007. (Fiscal impact.)

Question: Shall this Ordinance be PASSED ON FIRST READING?

14. 070127 **[Appropriating $100,000 of General Fund Reserve to develop a Comprehensive A.I.D.S. Planning Process in the Department of Public Health for Fiscal Year 2006-2007]**
Supervisors Dufty, Ammiano, Daly
Ordinance appropriating $100,000 of General Fund Reserve to develop a Comprehensive A.I.D.S. Planning Process for the City and County of San Francisco in the Department of Public Health for Fiscal Year 2006-2007.

Question: Shall this Ordinance be PASSED ON FIRST READING?

15. 070135 **[Recreation and Park-Deadline for Hamilton Playground design]**
Supervisor Mirkarimi
Ordinance amending Ordinance 79-06 which appropriated General Fund money for certain Recreation and Park capital projects and set a deadline of February 28, 2007, for the completion of the design phase of the Hamilton Playground, Recreation Center and Pool, to extend the deadline for the design phase of the Hamilton Playground, Recreation Center and Pool to May 15, 2007.

Question: Shall this Ordinance be PASSED ON FIRST READING?

16. 070177 **[Appropriating $1,344,490 for Geneva Avenue Car Barn Repairs and Alemany Boulevard Greening Projects in Recreation and Park and Public Works for Fiscal Year 2006-2007]**
Supervisors Daly, Sandoval, Dufty, Ammiano
Ordinance appropriating $1,344,490 from the General Fund Reserve to support $1,044,490 for repairs to the Geneva Avenue Car Barn in the Department of Recreation and Park and $300,000 for Alemany Boulevard greening projects in the Department of Public Works for Fiscal Year 2006-2007.
(Fiscal Impact.)

Question: Shall this Ordinance be PASSED ON FIRST READING?

17. 061664 **[Airport Lease and Operating Agreement]**
Resolution approving the exercise of the first of five one-year options to extend the term of Smarte Carte, Inc.'s Luggage Cart Lease and Operating Agreement No. 01-0343.
(Airport Commission)
(Fiscal Impact.)

Question: Shall this Resolution be ADOPTED?

18. 070066 **[Prevailing rate of wages for City contracts for hauling of solid waste generated by City operations]**
Supervisor Daly
Resolution fixing prevailing wage rates for workers engaged in the hauling of solid waste generated by the City in the course of City operations, pursuant to a contract with the City.
(Civil Service Commission)

Question: Shall this Resolution be ADOPTED?

Present: Supervisors Daly, Ammiano

19. 061534 **[Appropriating $850,000 of Property Sale Proceeds for Homeless and Low-Income Housing to the Mayor's Office of Housing for Fiscal Year 2006-2007]**
Supervisors Sandoval, Peskin, Daly
Ordinance appropriating $850,000 from the Sale of Surplus Property for Homeless and Low-Income Housing in the Mayor's Office of Housing for Fiscal Year 2006-2007.
(Fiscal Impact.)

Question: Shall this Ordinance be PASSED ON FIRST READING?

20. 070117 **[Administrative Code Revision: Health Service System]**
Supervisor Elsbernd
Ordinance amending Chapter 16, Article XV, of Part 1 of the San Francisco Municipal (Administrative) Code by amending Section 16.703 regarding Board approval of Health Service System Plans and Contribution Rates.
(Fiscal impact.)

Question: Shall this Ordinance be PASSED ON FIRST READING?

21. 070118 **[Establishing Monthly Contribution Amount]**
Supervisor Elsbernd
Resolution establishing monthly contribution amount to Health Service Trust Fund.
(Fiscal impact.)

Question: Shall this Resolution be ADOPTED?

22. 070185 **[Public Employment - City Planning Commission (CPC)]**
Supervisor Peskin
Ordinance amending Ordinance No. 203-06 (Annual Salary Ordinance FY 2006-2007) to reflect the amendment of the Administrative Provisions to add Section 2.5 and classification and salary for the Board/Commission Members for the City Planning Commission (CPC).

Question: Shall this Ordinance be PASSED ON FIRST READING?

23. 070214 **[Multifamily Housing Revenue Bonds - Arnett Watson Apartments]**
Supervisor Daly
Resolution authorizing the issuance and delivery of multifamily housing revenue bonds (as defined herein) in an aggregate principal amount not to exceed $19,500,000 for the purpose of providing financing for a multifamily rental housing project; approving the form of and authorizing the execution of an indenture providing the terms and conditions of the bonds; approving the form of and authorizing the execution of a regulatory agreement and declaration of restrictive covenants; approving the form of and authorizing the execution of a financing agreement; approving the form of and authorizing the execution of a bond purchase agreement; ratifying and approving any action heretofore taken in connection with the bonds and the project; granting general authority to City officials to take actions necessary to implement this resolution; and related matters.

Question: Shall this Resolution be ADOPTED?

Recommendations of the City Operations and Neighborhood Services Committee

Present: Supervisors McGoldrick, Jew

24. 070020 **[Public Works Code - Garbage Receptacles]**
Supervisor McGoldrick
Ordinance amending Public Works Code Section 170 to delete the waiver provisions concerning placement of garbage receptacles on the public right-of-way; and making environmental findings.

Question: Shall this Ordinance be PASSED ON FIRST READING?

25. 070100 **[State grant funds for mosquito control]**
Supervisor Elsbernd
Resolution authorizing the San Francisco Department of Public Health to retroactively accept and expend a grant in the amount of $30,000 from the California Department of Health Services to mitigate the threat of West Nile virus transmission through mosquito control activities, for the period of July 1, 2006 to June 30, 2007.
(Public Health Department)

Question: Shall this Resolution be ADOPTED?

Recommendation of the Government Audit and Oversight Committee

Present: Supervisors Elsbernd, Alioto-Pier, Daly

26. 070014 **[Unrepresented Employees]**
Mayor
Ordinance Amending the 2006-07 Ordinance Fixing compensation for persons employed by the City and County of San Francisco whose compensations are subject to the provisions of Section A8.409 of the Charter, in jobcodes not represented by an employee organization, and establishing working schedules and conditions of employment and, methods of payment, effective July 1, 2006.

Question: Shall this Ordinance be PASSED ON FIRST READING?

From the Government Audit and Oversight Committee Without Recommendation

Present: Supervisors Elsbernd, Alioto-Pier, Daly

27. 070015 **[MOU, Amendment No. 1 - Union of American Physicians and Dentists (Unit 8CC)]**
Mayor
Ordinance adopting and implementing Amendment No. 1 to the Memorandum of Understanding between the City and County of San Francisco and the Union of American Physicians and Dentists (Unit 8CC) implementing wage and compensation provisions, to be effective July 1, 2007 through June 30, 2009.

Question: Shall this Ordinance be PASSED ON FIRST READING?

Recommendations of the Land Use and Economic Development Committee

Present: Supervisors Maxwell, Sandoval, McGoldrick

28. 051844 **[Planning Code-General Advertising Signs Enforcement Provisions]**
Supervisor Peskin
Ordinance amending the San Francisco Planning Code by amending Section 610 regarding the enforcement provisions for general advertising sign violations, by, among other things, deeming violations of this section a public nuisance, defining "Responsible Party", amending the penalty accrual, amount and collection provisions, requiring building permits for compliance work, providing for reconsideration hearings before an administrative law judge, and establishing a hearing fee; and making environmental findings and findings of consistency with the priority policies of Planning Code Section 101.1 and the General Plan.

11/7/2006; SUBSTITUTED. Supervisor Peskin submitted a substitute ordinance bearing new title.

Question: Shall this Ordinance be PASSED ON FIRST READING?

29. 061539 [Planning Code Enforcement Penalties, Fees, and Costs]
Supervisor Peskin
Ordinance amending the San Francisco Planning Code by amending Section 176 to provide for penalties for violation of the Planning Code of not less than $200 per day, to specify that the City Attorney may seek attorneys' fees and costs for all enforcement actions, and to provide that all such fees and costs collected shall be deposited in the Planning Code Enforcement Fund; and making findings, including environmental findings and findings of consistency with the priority policies of Planning Code Section 101.1 and the General Plan.

Question: Shall this Ordinance be PASSED ON FIRST READING?

Recommendation of the Rules Committee

Present: Supervisors Ammiano, Elsbernd

30. 070121 [Confirming the appointment of Cameron Beach to the Municipal Transportation Agency Board of Directors, term ending March 1, 2011]
Mayor
Resolution confirming the appointment of Cameron Beach to the Board of Directors of the Municipal Transportation Agency for a four-year term ending March 1, 2011.

Question: Shall this Resolution be ADOPTED?

Called from the City Operations and Neighborhood Services Committee

31. 061565 [Reducing the cost of adult MUNI Fast Passes for 18-24 year olds]
Supervisor McGoldrick
Resolution urging the Municipal Transportation Agency (MTA) to reduce the cost of monthly adult MUNI fast passes for transitional aged young adults ages 18 to 24 years old.

2/21/2007, CALLED FROM COMMITTEE. Pursuant to Rule 5.31, Supervisor McGoldrick called this measure from City Operations and Neighborhood Services Committee.

Question: Shall this Resolution be ADOPTED?

SPECIAL ORDER 3:00 P.M.

32. 061518 **[Hearing - Vacation and immediate quitclaim of a sewer easement and vacation and delayed quitclaim of a water line easement in former Hubbell Street (a portion of Assessor's Block 8709, Lot 11]**

Hearing of persons interested in or objecting to proposed Ordinance ordering the vacation of a 10-foot wide water line easement and a 20-foot wide sewer easement in former Hubbell street, within the Mission Bay South Redevelopment Project Area; authorizing an immediate quitclaim of the sewer easement and a delayed quitclaim of the water line easement of the City and County of San Francisco's rights and interest in the vacated areas; adopting findings that such actions are consistent with the City's General Plan, the eight priority policies of City's Planning Code Section 101.1 and the Mission Bay South Redevelopment Plan; accepting Department of Public Works Order No. 176,502 ; and authorizing other official acts in connection with this ordinance.

Action:_____

From the Land Use and Economic Development Committee Without Recommendation

Present: Supervisors Maxwell, Sandoval, McGoldrick

33. 061517 **[Vacation and immediate quitclaim of a sewer easement and vacation and delayed quitclaim of a water line easement in former Hubbell Street (a portion of Assessor's Block 8709, Lot 11]**

Supervisor McGoldrick

Ordinance ordering the vacation of a 10-foot wide water line easement and a 20-foot wide sewer easement in former Hubbell street, within the Mission Bay South Redevelopment Project Area; authorizing an immediate quitclaim of the sewer easement and a delayed quitclaim of the water line easement of the City and County of San Francisco's rights and interest in the vacated areas; adopting findings that such actions are consistent with the City's General Plan, the eight priority policies of City's Planning Code Section 101.1 and the Mission Bay South Redevelopment Plan; accepting Department of Public Works Order No. 176,502; and authorizing other official acts in connection with this ordinance.

(Public Works Department)

1/23/2007, PASSED ON FIRST READING. Supervisor McGoldrick added as a co-sponsor.

1/30/2007, CONTINUED. Continued to February 27, 2007.

Question: Shall this Ordinance be FINALLY PASSED?

SPECIAL ORDER 3:30 P.M

34. 070215 **[Hearing - Ground Lease of Redevelopment Agency Land for Arnett Watson Apartments located at 650 Eddy Street]**

Hearing of persons interested in or objecting to proposed resolution approving the Redevelopment Agency of the City and County of San Francisco's lease of land at Assessor's Block 0740, Lot 045 (former Lots 11 and 12), San Francisco, California (the "Site"), to 650 EDDY, L.P., a California limited partnership, for 70 years (with an option for an additional 29 years) for the purpose of developing housing for very low income households; adopting findings pursuant to Section 33433 of the California Community Redevelopment Law.
(Clerk of the Board)

Action:_____

35. 070216 **[Ground Lease of Redevelopment Agency Land for Arnett Watson Apartments located at 650 Eddy Street]**

Supervisor Daly

Resolution approving the Redevelopment Agency of the City and County of San Francisco's lease of land at Assessor's Block 0740, Lot 045 (former Lots 11 and 12), San Francisco, California (the "Site"), to 650 EDDY, L.P., a California limited partnership, for 70 years (with an option for an additional 29 years) for the purpose of developing housing for very low income households; adopting findings pursuant to Section 33433 of the California Community Redevelopment Law.

Question: Shall this Resolution be ADOPTED?

SPECIAL ORDER 3:30 P.M - Recognition of Commendations

SPECIAL ORDER 4:00 P.M.

APPEAL PROCEDURES
Board Rule 4.29 provides that public hearings on appeals shall be scheduled for 4pm. If more than one public hearing is scheduled, then the Clerk, in consultation with the President, may determine the order in which the appeals will be scheduled. Second and later appeals may be scheduled at specified times later than 4 pm. An appeal shall not be heard prior to its scheduled time on the calendar, and it may not be called until the Board's consideration of appeals scheduled earlier on the calendar is completed. It is the policy of the Clerk of the Board to schedule multiple appeals in the following order at 4pm:

1. *Appeals where all parties have agreed to request a continuance or a tabling of the appeal.*
2. *Continued appeals from previous Board meetings (continued appeals will be listed in order of those closest to deadlines for Board decision).*
3. *Appeals appearing on the calendar for the first time, in chronological order of receipt by the Clerk.*
4. *Multiple appeals appearing on the calendar may be staggered at times specific, beginning at 4pm.*
5. *Appeals involving participants who have ADA considerations may be set for specific times beginning at 4pm.*

36. 070151 **[Public Hearing - Appeal of Final Environmental Impact Report for SF Marina Renovation Project at 3950 Scott Street]**
Hearing of persons interested in or objecting to the Planning Commission's January 11, 2007, certification of a Final Environmental Impact Report identified as Planning File No. 2002.1192E, through its Motion No. 17357, for a proposed San Francisco Marina Renovation Project, located at 3950 Scott Street at Marina Boulevard, Assessor's Block 0900, Lot 003. (Appellant: Howard Strassner, on behalf of the Sierra Club San Francisco Group.)
(Filed January 31, 2007; companion measure to Files 070151, 070152, 070153, 070154, District 2.)

Action:_____

Pursuant to Government Code Section 65009, the following notice is hereby given: if you challenge, in court, the Final Environmental Impact Report described above, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the Board of Supervisors at, or prior to, the public hearing.

(Only one of the following two motions should be approved.)

37. 070152 **[Affirming certification of San Francisco Marina Renovation FEIR]**
Motion affirming the certification by the Planning Commission of the Final Environmental Impact Report for the San Francisco Marina Renovation Project.
(Clerk of the Board)

Question: Shall this Motion be APPROVED?

38. **070153** **[Disapproving certification of San Francisco Marina Renovation FEIR]**
Motion disapproving the certification by the Planning Commission of the Final Environmental Impact Report for the San Francisco Marina Renovation Project Project.

Question: Shall this Motion be APPROVED?

39. **070154** **[Preparation of findings to disapprove certification of San Francisco Marina Renovation FEIR]**
Motion directing the Clerk of the Board to prepare findings disapproving the certification by the Planning Commission of the Final Environmental Impact Report for the San Francisco Marina Renovation Project FEIR.
(Clerk of the Board)

Question: Shall this Motion be APPROVED?

40. ROLL CALL FOR INTRODUCTIONS

Roll call for introduction of ordinances, resolutions, charter amendments, requests for hearings, letters of inquiry, letters of request to the City Attorney and Board Members' reports on their regional body activities.

41. PUBLIC COMMENT

An opportunity for members of the public to directly address the Board on items of interest to the public that are within the subject matter jurisdiction of the Board, including items being considered today which have not been considered by a Board committee and excluding items which have been considered by a Board committee.
Members of the public may address the Board for up to three minutes. Each member of the public will be allotted the same number of minutes to speak, except that public speakers using translation assistance will be allowed to testify for twice the amount of the public testimony time limit. If simultaneous translation services are used, speakers will be governed by the public testimony time limit applied to speakers not requesting translation assistance. The President or the Board may limit the total testimony to 30 minutes.
Members of the public who want a document placed on the overhead for display should clearly state such and subsequently remove the document when they want the screen to return to live coverage of the meeting.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures are introduced for adoption without committee reference. A unanimous vote is required for adoption of a resolution today. Any Supervisor may require any resolution to go to committee.

Items 42 through 47

42. 070218 **[Approval of Emergency Work - Midtown Park Apartments]**

Supervisor Mirkarimi

Resolution authorizing the Director of the Mayor's Office of Housing ("MOH") to take all necessary measures to protect the health and safety of the residents of Midtown Park Apartments by performing emergency repairs to the heat and hot water systems, exterior staircases, and fire doors and by removing hazardous materials.

2/13/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

43. 070219 **[Accept-Expend Grant - Juvenile Probation Department]**

Supervisor Dufty

Resolution authorizing the Juvenile Probation Department to accept and expend a grant in the amount of $29,140 from the Corrections Standards Authority for enhanced disproportionate minority contact technical assistance within the Juvenile Probation Department.

2/13/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

44. 070220 **[Urging The Planning Commission to initiate and recommend an amendment to the Housing Element of the General Plan]**

Supervisor McGoldrick

Resolution urging the Planning Commission to initiate and recommend amendments to the Housing Element of the General Plan to provide that the Residential Inclusionary Affordable Housing Program should apply to housing developments of all sizes.

2/13/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

45. 070221 **[Resolution condemning the Immigration and Customs Enforcement (ICE) Raids, opposing proposed guest worker programs and supporting legalization programs for immigrants]**

Supervisors Daly, Sandoval, Ammiano

Resolution condemning Immigration and Customs Enforcement (I.C.E.) raids, opposing guest worker programs, and supporting legalization programs for immigrants living in the United States.

2/13/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

46. 070222 **[Urging the United States Senate to restore federal funding to Public Housing programs.]**
Supervisors Sandoval, Dufty
Resolution urging the United States Senate to restore federal funding to Public Housing Programs.

2/13/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

47. 070235 **[Final Map - 368 Elm Street]**
Motion approving Final Map 4074, a 29 Unit Mixed-Use Condominium Project, located at 368 Elm Street being a subdivision of Lot 31 in Assessors Block No. 0761 and adopting findings pursuant to the General Plan and City Planning Code Section 101.1
(Public Works Department)

2/16/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

*Questions on the For Adoption Without Committee Reference Agenda:*_____

48. IMPERATIVE AGENDA

Resolution(s), if any, to be adopted within limits imposed by the Sunshine Ordinance and the Ralph M. Brown Act, introduced today, not on the printed agenda. For such resolutions to be considered, the Board must first adopt the Serious Injury Finding or the Purely Commendatory Finding and the Brown Act Finding. Each motion requires 8 votes or a unanimous 6 or 7. A unanimous vote is required for the resolution(s).

[Serious Injury Finding]
Motion that the Board find that for the resolution(s) being considered at this time "the need to take action is so imperative as to threaten serious injury to the public interest if action is deferred to a later meeting."

[Purely Commendatory Finding]
Motion that the Board find that the resolution(s) being considered at this time are purely commendatory.

[Brown Act Finding]
Motion that the Board find by roll call vote that for the resolutions being considered at this time there is a need to take immediate action and the need to take action came to the attention of the City and County of San Francisco after the agenda was posted.

OFF-AGENDA LEGISLATION

PROPOSED ORDINANCES

Proposed ordinances received from February 6, 2007 through February 16, 2007, for reference by President to appropriate committee on February 27, 2007.

070039 **[Planning Code-Amending Article 11 Designation of 583-587 Howard Street]**

Ordinance amending the designation of 583-587 Howard Street from "Unrated—Category V" to "Contributory—Category III" under Planning Code Article 11; and adopting General Plan, Planning Code Section 101.1(b) and environmental findings.
(Planning Commission)

2/8/2007, ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 3/12/2007. (SUPPORTING DOCUMENTS: Planning Commission Resolution 17367; Planning Department Case Report; and Landmark Preservation Advisory Board Resolution 606).

070045 **[Planning Code-Amending Article 11 Designation of 625-631 Pine Street and 635-659 Pine Street]**

Ordinance amending the designation of 625-631 Pine Street from "Unrated—Category V" to "Significant—Category I" under Planning Code Article 11; amending the designation of 635-659 Pine Street from "Unrated—Category V" to "Significant—Category I" under Planning Code Article 11; and adopting General Plan, Planning Code Section 101.1(b) and environmental findings.
(Planning Commission)

2/8/2007, ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 3/12/2007. (SUPPORTING DOCUMENTS: Planning Commission Resolution 17366; Planning Department Case Report; Landmark Preservation Advisory Board Resolution 607)

070223 **[Changing the official sidewalk width - Folsom Street]**

Ordinance amending Ordinance No. 1061 entitled "Regulating the Width of Sidewalks" by adding thereto Section 1573 to change the official sidewalk width on the northerly side of Folsom Street easterly of 8th Street; making findings pursuant to the General Plan and Planning Code Section 101.1; and requiring relocation, modification, or both of facilities affected by the sidewalk width change.
(Public Works Department)

2/16/2007, RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

070224 **[Changing the official sidewalk width - Stockton Street]**

Ordinance amending Ordinance No. 1061 entitled "Regulating the Width of Sidewalks" by adding thereto Section 1571 to change the official sidewalk widths on the westerly side of Stockton Street between Geary and Ellis Streets; making findings pursuant to the General Plan and Planning Code Section 101.1; and requiring relocation, modification, or both of facilities affected by the sidewalk width change.
(Public Works Department)

2/16/2007, RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

PROPOSED RESOLUTIONS

Proposed resolutions received from February 6, 2007 through February 16, 2007, for reference by President to appropriate committee on February 27, 2007.
None.

070240 **[Petitions and Communications]**

Petitions and Communications received from February 6, 2007 through February 16, 2007 for reference by the President to February 27, 2007. Part 1. (Items 1 through 50)

From General Services Agency/City Administrator, submitting the Department Efficiency Plan/Performance Measures for the General Services Agency/City Administrator. (1)

From Department of Child Support Services, submitting the Department Efficiency Plan/Performance Measures for the Department of Child Support Services. (2)

From San Francisco Law Library, submitting the Department Efficiency Plan/Performance Measures for the San Francisco Law Library. (3)

From Civil Service Commission, submitting the Department Efficiency Plan/Performance Measures for the Civil Service Commission. (4)

From Department on the Status of Women, submitting the Department Efficiency Plan/Performance Measures for the Department on the Status of Women. (5)

From San Francisco Ethics Commission, submitting the Department Efficiency Plan/Performance Measures for the San Francisco Ethics Commission. (6)

From Department of Elections, submitting the Department Efficiency Plan/Performance Measures for the Department of Elections. (7)

From Office of the City Attorney, submitting the Department Efficiency Plan/Performance Measures for the Office of the City Attorney. (8)

From Legion of Honor and the de Young Museum, submitting the Department Efficiency Plan/Performance Measures for the Legion of Honor and the de Young Museum. (9)

From Recreation and Park Department, advising that the necessary work required to allow concessions at Lincoln Golf Course and Sharp Park Golf Course to accept credit cards for payment has been completed. (10)

From San Francisco Public Library. submitting the 2000 Branch Library Improvement Bond Fourth Quarter 2006 Quarterly Report for the period ending December 31, 2006. (11)

From Municipal Transportation Agency, submitting request for a continuance for the Eminent Domain for Islais Creek Motor Coach Operations and Maintenance Facility to September 11, 2007. File 061377, 061379, Copy: Each Supervisor (12)

From Department of Health and Human Services, submitting their findings on the City and County audit report and the response to the audit findings for the period ending June 30, 2003. (Reference No: A-09-05-80862) Copy: Controller's Office (13)

From Office of the Treasurer, submitting Portfolio Statistics from July 1, 2006 to January 31, 2007. (14)

From Department of Public Works, regarding status on removing graffiti at various property locations in District 5. (Reference Nos. 20061212-013, 20070109-004, 20061107-013, 20061114-014. 20071024-005) Copy: Supervisor Mirkarimi (15)

From Recreation and Park Department, submitting Detail of Proposed Performance Measures. (16)

From Department of Parking and Traffic, regarding status on removing graffiti at various locations in

District 5. (Reference No. 20070123-018) Copy: Supervisor Mirkarimi (17)

From Public Utilities Commission, regarding status on removing graffiti from utility poles at various locations in District 5. (Reference Nos. 20070206-014, 20070109-010, 20070109-011) Copy: Supervisor Mirkarimi (18)

From Office of the Controller City Services Auditor, submitting report concerning the review of the San Francisco Neighbors Resource Center. (19)

From David Tornheim, supporting concerns raised in a letter by Jeff Kramer regarding microcell antennas being installed in residential neighborhoods without notice to residents. (20)

From Coblentz, Patch, Duffy & Bass LLP Attorneys at Law, submitting request for a continuance of the CEQA appeal hearing for 350 Masonic Avenue / 2130 Golden Gate Avenue to March 20, 2007. (21)

From concerned citizens, urging the Board to oppose the proposal to reclaim GGNRA from the National Park Service and open its lands to off-leash dogs. Copy: Each Supervisor, 20 letters (22)

From San Francisco's Sheriff's Department, submitting the Department Efficiency Plan/Performance Measures for the San Francisco Sheriff's Department. (23)

From California Academy of Sciences, submitting the Department Efficiency Plan/Performance Measures for the California Academy of Sciences. (24)

From Recreation and Park Department, submitting Department Efficiency Plan and Budget Narrative. (25)

From Public Utilities Commission, regarding status on the repair of multiple potholes at various locations in District 5. (Reference No. 20061114-009) Copy: Supervisor Mirkarimi (26)

From Public Utilities Commission, regarding status on removing graffiti from news stands at various locations in District 5. (Reference No. 20070130-012) Copy: Supervisor Mirkarimi (27)

From Public Utilities Commission, regarding status on removing graffiti from mailboxes at various locations in District 5. (Reference Nos. 20070109-006, 20070130-008) Copy: Supervisor Mirkarimi (28)

From Public Utilities Commission, regarding status on removing graffiti from phone switch boxes at various locations in District 5. (Reference Nos. 20061212-011, 20070109-007) Copy: Supervisor Mirkarimi (29)

From Public Utilities Commission, regarding status on removing graffiti from emergency boxes at various locations in District 5. (Reference No. 20070109-003) Copy: Supervisor Mirkarimi (30)

From Public Utilities Commission, regarding status on repairing the dog fountain at Alamo Square. (Reference No. 20070130-002) Copy: Supervisor Mirkarimi (31)

From Municipal Transportation Agency, regarding status on removing graffiti from parking signs at various locations. (Reference Nos. 20061205-018, 20061212-007, 20070109-001) Copy: Supervisor Mirkarimi (32)

From Municipal Transportation Agency, regarding status on removing graffiti from the Northeast corner of Irving and 12th Avenue and the Northeast corner of Irving at Funston. (Reference No. 20061205-020) Copy: Supervisor Mirkarimi (33)

From Melinda Wong, submitting support for off-leash dog areas in the GGNRA area. (34)

From John Caldera, US Navy Veteran, submitting appreciation to the Board for his appointment to the San Francisco Veteran's Affairs Commission. File 070059, Copy: Each Supervisor (35)

From Francisco Da Costa, regarding Potrero Hill Public Housing. (36)

From Francisco Da Costa, commenting on the recent climate change in San Francisco. (37)

From Francisco Da Costa, commenting on the Citizen's Advisory Committee (CAC) to the San Francisco Transportation Authority. (38)

From Francisco Da Costa, commenting on the Restoration Advisory Board to focus on the cleanup of the Hunters Point Naval Shipyard. (39)

From concerned citizens, regarding the use of the SF Armory building for a pornographic production studio. 2 letters (40)

From Shannon Seaberg, submitting support for the purchase of the SF Armory building by Kink.com. Copy: Each Supervisor (41)

From concerned citizens, regarding support for the implementation of Community Choice Energy in San Francisco. File 070112, Copy: Each Supervisor, 15 letters (42)

From concerned citizens, regarding the weekend noise at Club Caliente located at 11th and Folsom Streets and the need for more police in the neighborhood. 3 letters (43)

From concerned citizens, urging the Board to restore the San Francisco Medical Marijuana ID Card Program. File 070093, Copy: Each Supervisor, 4 letters (44)

From Todd Levy, urging the Board to use existing funds for street repair citywide. (45)

From Jean Gengler, urging the Board to vote against future parking fee increases. (46)

From concerned citizens, urging Mayor Newsom to spend less time on political and ideological matters and more time on basic quality of life issues. 12 letters (47)

From concerned citizens, urging the Board to spend taxpayer money more efficiently. 4 letters (48)

From concerned citizens, commenting on the proposed citywide Wi-Fi plan. File 070022, Copy: Each Supervisor, approximately 100 letters (49)

From Kimo Crossman, submitting the Institute for Local Self-Reliance statement on the Earthlink/Google WiFi contract. Copy: Each Supervisor (50)

070239 **[Petitions and Communications]**

Petitions and Communications received from February 6, 2007 through February 16, 2007 for reference by the President to February 27, 2007. Part 2. (Items 51 through 107)

From concerned citizens, commenting on Supervisor McGoldrick's request for Mayor Newsom to resign due to recent personal matters. Copy: Supervisor McGoldrick, 7 letters (51)

From concerned citizens, submitting support for the resignation of Mayor Newsom. 4 letters (52)

From concerned citizens, urging the Board to support Mayor Newsom. 5 letters (53)

From Jim McPherson, commenting on actions taken by the Board and on the recent personal attacks on Mayor Newsom. (54)

From Michele Miola, submitting support for Mayor Newsom and opposition to Supervisor McGoldrick. Copy: Supervisors Peskin, McGoldrick, 2 letters (55)

From a concerned citizen, commenting on Supervisor Mirkarimi's tactics against Mayor Newsom. Copy: Supervisor Mirkarimi (56)

From Adult Probation Department, submitting an amendment to the Annual Salary Ordinance (ASO) for the fiscal year ending June 30, 2007 for the Adult Probation Department. (57)

From Diane and Jim Crawford, regarding increased traffic in the confined area of Pier 27, Embarcadero, Lombard, and Sansome Streets due to the arrival of the Queen Mary 2. (58)

From concerned citizens, regarding appeal of categorical exemption from environmental review of property located at 350 Masonic / 2130 Golden Gate Avenue. File 070054, Copy: Each Supervisor, 5 letters (59)

From Monster Cable Products, responding to a letter from Supervisor McGoldrick, dated February 5, 2007 regarding laid-off workers. File 061654, Copy: Each Supervisor (60)

From San Francisco Arts Commission, responding to "An Open Letter" dated February 1, 2007 regarding the allocation of $1,000,000 in the current Fiscal Year 2006-2007 for neighborhood arts programs. (61)

From Hector Belmonte, regarding the parking space on 9th Avenue at Irving Street being turned into a park. Copy: Each Supervisor (62)

From San Francisco Tomorrow, urging the Board to approve the renewal of the Library Citizens Advisory Committee (LCAC). Copy: Each Supervisor (63)

From Frank Kennedy, urging the Board to increase the number of public telephones at Moscone Center located at 747 Howard Street and 800 Howard Street. (64)

From Mark Vorzimmer, commenting on the issue of violence in the Western Addition. Copy: Supervisor Mirkarimi (65)

From Rulande Henderson, commenting on the Plastic Bag Reduction Ordinance. File 070085, Copy: Each Supervisor (66)

From Abdalla Megahed, urging the Board to consider making a donation to the Hearts of San Francisco Project and to set up a scholar's exchange with the country of Egypt. Copy: Each Supervisor (67)

From Urban Forestry Council, urging the Board to amend it's Rules of Order to provide that approved landmark tree nominations automatically be calendared for hearing before the appropriate committee. Copy: Each Supervisor (68)

From Johann Stahl, commenting on a health hazard practiced by one stallholder at the Civic Center Farmers' Market. Copy: Supervisor Daly (69)

From Mike Gilbridge, regarding turning Sharp Park Golf Course and Lincoln Golf Course over to a private non-profit management group. (70)

From Catherine Salvin, commenting on the proposed destruction of Sharp Park's Sanchez Creek watershed to place an irrigation tank for the golf course. (71)

From Department of Children, Youth & Their Families, submitting the Department Efficiency Plan/Performance Measures for the Department of Children, Youth and Their Families. (72)

From Ambiance Antiques, urging the Board that the streets with business entrances between Rhode Island, Division, 17th Street, and Utah Streets be made 2 hour, 3 hour metered parking. (73)

From Planning Department, submitting letter to constituent concerning the 5th and Mission Street garage. (74)

From Thomas Fulton, commenting on the crime rate in the Tenderloin area of San Francisco. Copy: Supervisor Daly (75)

From Christian Holmer, regarding immediate disclosure requests from City departments. 3 letters (76)

From concerned citizens, urging the Board to extend its original expiration date of March 1, 2007 only if essential changes are made. File 070190, Copy: Each Supervisor, 2 letters (77)

From Real Ownership Opportunities for Tenants Program (ROOTS), submitting its February 2007 Regulations. File 061566, Copy: Each Supervisor (78)

From Rob Bullen, commenting on France's call for a new environmental body to slow global warming and protect the planet. (79)

From U.S. Army Corps of Engineers, submitting its San Francisco District Public Notice, Project: Reclamation District 768 Levee Repair – 10 year Permit, dated January 24, 2007. (80)

From California Public Utilities Commission, submitting amendment to application of Blue & Gold Fleet, L.P., for authorization for passenger fare increases on its Vessel Common Carrier Service on San Francisco Bay Between Sausalito and authorized points in San Francisco. (81)

From California Public Utilities Commission, submitting amendment to application of Blue and Gold Fleet, L.P., for authorization for passenger fare increases on its Vessel Common Carrier Service on San Francisco Bay between Tiburon and authorized points in San Francisco. (82)

From Hayelom M. Nerie, submitting notice that "All Area Express Shuttle" filed an application with the California Public Utilities Commission seeking a passenger stage corporation certificate to perform on-call transportation of passengers between points in San Francisco, Contra Costa, Solano, Marin, Alameda, Santa Clara, San Mateo Counties. (83)

From Alvin Johnson, responding to Supervisor Maxwell regarding his alleged discrimination and retaliatory removal from providing experienced telecommunications network engineering support to the City's newly created combined E911 network for the past three years. (84)

From Xenu Zapper, commenting on Scientology boxes on San Francisco Street corners. Copy: Mayor's Office of Neighborhood Services (85)

From Human Services Agency, submitting request for waiver of Administrative Code Chapters 12B and 12C for Electronic Data System Corp. (86)

From Office of the Mayor, designating Supervisor Ed Jew as Acting-Mayor from February 17 through February 18; and Supervisor Sean Elsbernd as Acting-Mayor from February 19 through February 20, 2007. (87)

From Department of Telecommunications and Information Services, regarding Alvin Johnson requesting assistance from a few members of the Board of Supervisors to assist him in resolving job-related issues. Copy: Each Supervisor (88)

From Abdalla Megahed, thanking several doctors that have saved his life five different times. (89)

From Municipal Transportation Agency, submitting the MTA/DPT Tow Refund Report for the four quarters of 2006. (90)

From MTA External Affairs, responding to request to remove graffiti from stop signals at various locations in District 5. (Reference No. 20061212-005) Copy: Supervisor Mirkarimi (91)

From MTA External Affairs, responding to request to replace parking signs on the south side of Oak Street between Clayton and Belvedere. (Reference No. 20061212-006) Copy: Supervisor Mirkarimi (92)

From Department of Public Works, responding to request to remove graffiti from various locations in District 5. (Reference Nos. 20070123-017, 20070130-004, 20070206-015, 20070206-009, 20070206-008, 20070206-010) Copy: Supervisor Mirkarimi (93)

From War Memorial and Performing Arts Center, submitting the Department Efficiency Plan/Performance Measures for the War Memorial and Performing Arts Center. (94)

From Municipal Transportation Agency, submitting copy of letter responding to Linnea Adair's public records request dated January 26, 2007. (95)

From Patrick McInroy, urging the Board to revisit legislation requiring health ratings be posted at every eating place that has been inspected. (96)

From Noel Lee, urging the Board to delay a vote on proposed resolution regarding Monster Cable Products, Inc. File 061654, Copy: Each Supervisor (97)

From Lawrence Alexander, submitting opposition to San Francisco's proposed wireless broadband initiative. File 070077 (98)

From Shawn Yee, submitting resolution on behalf of the Associated Student Council at City College supporting discounted Muni Fast Passes for San Francisco young adults. File 061565, Copy: City Operations and Neighborhood Services Committee (99)

From Denise D'Anne, commenting on police assignments in San Francisco. Copy: Each Supervisor (100)

From Public Utilities Revenue Bond Oversight Committee, submitting the 2006 Annual Report of the Public Utilities Revenue Bond Oversight Committee. (101)

From concerned citizens, commenting on the crime wave around Eddy Street between Gough and Laguna. Copy: Supervisor Daly (102)

From Worku Weldeselassie, submitting copy of application filed with the California Public Utilities Commission seeking a passenger stage corporation certificate to perform on-call transportation of passengers between points in San Francisco, Alameda, Contra Costa, Santa Clara, Solano, Marin and San Mateo Counties and the San Francisco, Oakland and San Jose International airports and to establish a zone of rate freedom. (103)

From U.S. Department of the Interior, Bureau of Land Management, submitting the "Resource Management Plans for California's Public Lands" for 2006. (104)

From concerned citizens, submitting support for the implementation of Mayor Newsom's proposed Wi-Fi contract with Google and Earthlink. File 070077, Copy: Each Supervisor, 3 letters (105)

From concerned citizens, submitting support for implementation of Community Choice Aggregation. File 070112, 10 letters (106)

From Office of the Controller, submitting report concerning the audit of Nippon Cargo Airlines Co. Ltd. for the period from July 1, 2003 through June 30, 2006. (107)

APPOINTMENT BY THE MAYOR
Commission on the Status of Women
Angela Williams-Cofield

ADJOURNMENT

BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO

AGENDA

DOCUMENTS DEPT
MAR - 2 2007
SAN FRANCISCO
PUBLIC LIBRARY

Legislative Chamber - Second Floor
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689
Tuesday, March 6, 2007 2:00 PM

Regular Meeting

AARON PESKIN, PRESIDENT
MICHELA ALIOTO-PIER, TOM AMMIANO, CHRIS DALY,
BEVAN DUFTY, SEAN ELSBERND, ED JEW, SOPHIE MAXWELL,
JAKE McGOLDRICK, ROSS MIRKARIMI, GERARDO SANDOVAL

Gloria L. Young, Clerk of the Board

Agendas of the Board of Supervisors are available on the internet at www.ci.sf.ca.us/bdsupvrs

BOARD COMMITTEES

Committee Membership	Meeting Days
Budget and Finance Committee Supervisors Daly, Ammiano, Dufty, Mirkarimi, Sandoval	Wednesday 1:00 PM
City and School District Select Committee Supervisors Dufty, Mirkarimi, Maxwell, Commissioners Kim, Mendoza, Wynns	1st and 3rd Thursday 3:30 PM
City Operations and Neighborhood Services Committee Supervisors McGoldrick, Alioto-Pier, Jew	2nd and 4th Thursday 1:00 PM
Government Audit and Oversight Committee Supervisors Elsbernd, Alioto-Pier, Daly	1st and 3rd Monday 10:00 AM
Land Use and Economic Development Committee Supervisors Maxwell, Sandoval, McGoldrick	Monday 1:00 PM
Public Safety Committee Supervisors Mirkarimi, Maxwell, Dufty	2nd and 4th Monday 10:00 AM
Rules Committee Supervisors Ammiano, Elsbernd, Peskin	1st and 3rd Thursday 10:00 AM

First-named Supervisor/Commissioner is Chair, Second-named Supervisor/Commissioner is Vice-Chair, of the Committee.

Board Meeting Procedures

The Board of Supervisors is the Legislative Body of the City and County of San Francisco. The Board considers ordinances and resolutions, most of which have been the subject of hearings before the standing committees of the board at which members of the public are urged to testify. The full Board does not hold a second public hearing on measures which have been heard in committee.

Board procedures do not permit: 1) persons in the audience to vocally express support or opposition to statements by Supervisors or by other persons testifying; 2) ringing and use of cell phones, pagers and similar sound-producing electronic devices. (Violators may be removed from the meeting room.) 3) signs to be brought into the meeting or displayed in the room; and 4) standing in the Legislative Chamber.

Citizens are encouraged to testify at Board hearings and to write letters to the Board and to its members, City Hall, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102.

USING LAPTOP COMPUTERS FOR PRESENTATIONS: Please contact City Hall Media Services at (415) 554-4933 to coordinate the use of laptop computers for presentations at the meeting. Computers to be used are required to be tested in advance. The presenter should arrive 30 minutes prior to the meeting to connect and test their computer.

THE AGENDA PACKET IS AVAILABLE AT CITY HALL, ROOM 244, RECEPTION DESK. Agendas are available on the internet at www.sfgov.org/site/bdsupvrs_index.asp?id=4383 For information, call (415) 554-5184.

Board meetings are cablecast on SF Cable 26. For video tape copies and scheduling call (415) 557-4293.

Results of each Board meeting can be obtained about a half hour after the end of the meeting by telephoning (415) 554-5555.

Requests for language interpreters at a meeting must be received at least 48 hours in advance of the meeting to help ensure availability. Contact Madeleine Licavoli at (415) 554-7722.

AVISO EN ESPAÑOL: La solicitud para un traductor en una reunion debe recibirse antes de mediodia de el viernes anterior a la reunion. Llame a Erasmo Vazquez (415) 554-4909.

翻譯 *必須在會議前最少四十八小時提出要求*
請電 (415) 554-7701

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The Legislative Chamber and the Committee Room in City Hall are wheelchair accessible.

Meetings are real-time captioned and are cablecast open-captioned on SF Cable 26. Assistive listening devices for the Legislative Chamber are available upon request at the Clerk of the Board's Office, Room 244. Assistive listening devices for the Committee Room are available upon request at the Clerk of the Board's Office, Room 244 or in the Committee Room. To request sign language interpreters, readers, large print agendas or other accommodations, please contact Madeleine Licavoli at (415) 554-7722 or (415) 554-5227 (TTY). Requests made at least 48 hours in advance of the meeting will help to ensure availability.

The nearest accessible BART station is Civic Center (Market/Grove/Hyde Streets). Accessible MUNI Metro lines are the J, K, L, M, and N (Civic Center or Van Ness Stations). MUNI bus lines serving the area are the 47 Van Ness, 9 San Bruno, and the 6, 7, 71 Haight/Noriega. For more information about MUNI accessible services, call (415) 923-6142.

There is accessible parking in the vicinity of City Hall at Civic Center Plaza and adjacent to Davies Hall and the War Memorial Complex. Accessible curbside parking is available on Dr. Carlton B. Goodlett Place and Grove Street.

In order to assist the City's efforts to accommodate persons with severe allergies, environmental illness, multiple chemical sensitivity or related disabilities, attendees at public meetings are reminded that other attendees may be sensitive to perfumes and various other chemical-based scented products. Please help the City to accommodate these individuals.

Know Your Rights Under the Sunshine Ordinance

Government's duty is to serve the public, reaching its decision in full view of the public. Commissions, boards, councils and other agencies of the City and County exist to conduct the people's business. This ordinance assures that deliberations are conducted before the people and that City operations are open to the people's review.

For information on your rights under the Sunshine Ordinance (Chapter 67 of the San Francisco Administrative Code) or to report a violation of the ordinance, contact Frank Darby by mail to Sunshine Ordinance Task Force, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco CA 94102, by phone at (415) 554-7724, by fax at (415) 554-7854 or by email at sotf@sfgov.org

Citizens may obtain a free copy of the Sunshine Ordinance by contacting Mr. Darby or by printing Chapter 67 of the San Francisco Administrative Code on the Internet, at http://www.sfgov.org/sunshine

Lobbyist Registration and Reporting Requirements

Individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [SF Campaign & Governmental Conduct Code Sec. 2.100] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the San Francisco Ethics Commission at 30 Van Ness Avenue, Suite 3900, San Francisco, CA 94102; telephone (415) 581-2300; fax (415) 581-2317; web site www.sfgov.org/ethics

ROLL CALL AND PLEDGE OF ALLEGIANCE

AGENDA CHANGES

COMMUNICATIONS

Note: Each item on the Consent or Regular agenda may include the following documents:
1) Legislation
2) Budget Analyst report
3) Legislative Analyst report
4) Department or Agency cover letter and/or report
5) Public correspondence
These items will be available for review at City Hall, Room 244, Reception Desk.

SPECIAL ORDER 2:00 P.M. - Mayor's Appearance Before The Board

(This item will be read at the third regularly scheduled Board meeting of every month)

The following is a time dedicated for the Mayor to discuss with the Board of Supervisors issues pertaining to the governance of the City and County of San Francisco. The Board of Supervisors offers this time for dialogue on the third regularly scheduled Board meeting of every month pursuant to the will of the voters as expressed in Proposition I in November of 2006.

Should the Mayor fail to appear after five minutes of the item being called, the Clerk shall remove the item from the Board's agenda, and the item shall not be considered by the Board. Should the Mayor appear and the Board therefore consider this item, public comment for this item will take place during public comment.

CONSENT AGENDA

All matters listed hereunder constitute a Consent Agenda, are considered to be routine by the Board of Supervisors and will be acted upon by a single roll call vote of the Board. There will be no separate discussion of these items unless a member of the Board so requests, in which event the matter shall be removed from the Consent Agenda and considered as a separate item.

Items 1 through 20

Recommendations of the Budget and Finance Committee

Present: Supervisors Daly, Ammiano, Dufty

1. 070135 [Recreation and Park-Deadline for Hamilton Playground design]
Supervisor Mirkarimi
Ordinance amending Ordinance 79-06 which appropriated General Fund money for certain Recreation and Park capital projects and set a deadline of February 28, 2007, for the completion of the design phase of the Hamilton Playground, Recreation Center and Pool, to extend the deadline for the design phase of the Hamilton Playground, Recreation Center and Pool to May 15, 2007.

2/27/2007, PASSED ON FIRST READING.
Question: Shall this Ordinance be FINALLY PASSED?

Present: Supervisors Daly, Ammiano

2. 070185 [Public Employment - City Planning Commission (CPC)]
Supervisor Peskin
Ordinance amending Ordinance No. 203-06 (Annual Salary Ordinance FY 2006-2007) to reflect the amendment of the Administrative Provisions to add Section 2.5 and classification and salary for the Board/Commission Members for the City Planning Commission (CPC).

2/27/2007, PASSED ON FIRST READING.
Question: Shall this Ordinance be FINALLY PASSED?

Recommendations of the City Operations and Neighborhood Services Committee

Present: Supervisors McGoldrick, Jew

3. 070020 [Public Works Code - Garbage Receptacles]
Supervisor McGoldrick
Ordinance amending Public Works Code Section 170 to delete the waiver provisions concerning placement of garbage receptacles on the public right-of-way; and making environmental findings.

2/27/2007, PASSED ON FIRST READING.
Question: Shall this Ordinance be FINALLY PASSED?

Present: Supervisors McGoldrick, Alioto-Pier, Jew

4. 061580 **[Parking Regulations]**
Resolution enacting and rescinding parking regulations at various locations.

TOW-AWAY, NO STOPPING AND TRANSIT LANE ONLY, 4 PM TO 7 PM, MONDAY THROUGH FRIDAY - ESTABLISH
Harrison Street, north side, from the Embarcardero to First Street

RESIDENTIAL PERMIT PARKING AREA "Y" (2 HOUR PARKING TIME LIMIT, 9 AM TO 10 PM, EVERYDAY) - ESTABLISH
Harrison Street, south side, between Fremont and Spear Streets (currently unregulated);
Spear Street, west side, from Harrison Street to 140 feet southerly (currently unregulated);
Main Street, both sides, between Harrison and Bryant Streets (currently unregulated);
Beale Street, both sides, between Bryant and Harrison Streets (replaces existing signed time limits); and,
Beale Street, west side, between Harrison and Folsom Streets (replaces existing signed time limits).

PARKING METER AREA 1 (2-HOUR PARKING TIME LIMIT, 9 AM TO 6 PM, MONDAY THROUGH SATURDAY) - ESTABLISH
Harrison Street, north side, between Beale and Spear Streets (currently unregulated);
Spear Street, east side, from Harrison Street to 140 feet southerly (currently unregulated);
Harrison Street, south side, between The Embarcadero and Spear Streets (replaces signed time limit);
Beale Street, east side, between Folsom and Harrison Streets (currently unregulated)
(9/28/06: Categorically exempt from Environmental Review Class 1(c)(9) changes in the traffic and parking regulations where such changes do not establish a higher speed limit or result in more than a negligible increase in the use of the street; DPT Order No. 3251.)

11/14/2006, RE-REFERRED to City Operations and Neighborhood Services Committee.

Question: Shall this Resolution be ADOPTED?

5. 061694 **[Traffic Regulation]**
Supervisor Mirkarimi
Resolution rescinding traffic regulation on Oak Street.

TOW-AWAY NO STOPPING 7 - 9 AM - RESCIND
North side of Oak Street, from Buchanan to Divisadero Street

TOW-AWAY LANE MUST TURN LEFT - ESTABLISH
Oak Street, Eastbound at Divisadero Street

TOW-AWAY NO STOPPINIG 7 - 9 AM - ESTABLISH
North side of Oak Street, from Laguna Street to Octavia Street

Question: Shall this Resolution be ADOPTED?

6. 070034 [Parking Regulations]

Resolution enacting and rescinding parking regulations at various locations.

TOW-AWAY NO STOPPING, 4 PM TO 6 PM, MONDAY THROUGH FRIDAY - RESCIND
TOW-AWAY, NO STOPPING ANYTIME - ESTABLISH
Howard Street, north side, from 9th Street to 200 feet easterly

TOW-AWAY NO STOPPING, 3 PM TO 7 PM, MONDAY THROUGH FRIDAY – ESTABLISH
9th Street, east side, from Howard Street to Tehama Street
(Parking and Traffic Department)

(1/11/07: Categorically exempt from Environmental Review Class 1(c)(9) changes in traffic and parking regulations, including installation and replacement of signs in connection therewith, where such changes do not establish a higher speed limit along a significant portion of the street and will not result in more than a negligible increase in use of the street; DPT Order No. 3275.)

Question: Shall this Resolution be ADOPTED?

7. 070035 [Traffic Regulations]

Resolution enacting and rescinding traffic regulations on various streets.

MULTIPLE RIGHT TURN LANES - RESCIND
RIGHT LANE MUST TURN RIGHT - ESTABLISH
Howard Street, westbound, at 9th Street

BICYCLE LANES - ESTABLISH
Howard Street, between 9th Street and 200 feet easterly
(Parking and Traffic Department)

(1/11/07: Categorically exempt from Environmental Review Class 1(c)(15) Rechannelization or change of traffic direction, where no more than a negligible increase in use of the street will result; DPT Order No. 3275.)

Question: Shall this Resolution be ADOPTED?

8. 070036 **[Parking Regulations]**
Resolution enacting and rescinding parking regulations at various locations.

RESIDENTIAL PERMIT PARKING AREA "D" - ESTABLISH
Baden Street, west side, between Mangels to the northern terminus (400 block) (includes addresses, but no signs will be posted).

UNMETERED MOTORCYCLE PARKING - ESTABLISH
8th Street, east side, from 52 feet to 78 feet south of Heron Street (26 foot zone, accommodating 6 unmetered motorcycle spaces); and,
15th Street, north side, from Market Street to 20.5 feet easterly (18-foot space, accommodating 5 unmetered motorcycle spaces).

TOW-AWAY, NO PARKING ANYTIME – ESTABLISH
Carolina Street south side, between Wisconsin Street and Caire Terrace (65-foot zone).

RESIDENTIAL PERMIT AREA "R" (2-HOUR TIME LIMIT, 9 AM TO 6 PM, MONDAY THROUGH SATURDAY) - ESTABLISH
Gough Street, west side, between Fulton and Grove Street (replaces 1-Hour signed time limit).

NO PARKING, 7 AM TO 8 AM, MONDAY THROUGH FRIDAY - RESCIND
Maple Street,T both sides, between California and Sacramento Streets.

PARKING METER AREA 3 (2 HOUR TIME LIMIT, 9 AM TO 6 PM, MONDAY THROUGH SATURDAY) - ESTABLISH
California Street, north side, between Spruce and Cherry Streets;
California Street, south side, between Spruce Street and 110 feet east of Parker Avenue;
Gough Street, east side, between Grove and Fulton Streets;
Presidio Avenue, west side, from California Street to Pine Street;
Stanyan Street, east side, from Haight Street to 90 feet southerly; and,
19th Street, north side, from 80 feet to 110 feet west of Castro (to accommodate installing three motorcycle parking meters).

NO PARKING, MIDNIGHT TO 6:00 A.M., EVERYDAY - ESTABLISH
Alice B. Toklas Place, south side, from 24 feet east of Van Ness Avenue to 130 feet easterly (100 block).

TOW-AWAY, NO STOPPING ANYTIME - ESTABLISH
Stevenson Street, south side, from 5th Street to 100 feet westerly; and,
Marin Street, north side, from Kansas Street to 50 feet westerly.

TOUR BUS PARKING – RESCIND
Mint Street, east side, between Mission and Jessie Streets.
(Parking and Traffic Department)
(1/11/07: Categorically exempt from Environmental Review Class 1(c)(9) changes in the traffic and parking regulations where such changes do not establish a higher speed limit or result in more than a negligible increase in the use of the street; DPT Order No. 3299.)

Question: Shall this Resolution be ADOPTED?

9. 070037 [STOP Intersections]

Resolution designating certain intersections as "STOP" intersections.

STOP SIGNS – ESTABLISH
Front and Green Streets, stopping Front Street, making this intersection an All-Way STOP;
Beaver Street at Noe Street, stopping the stem of this T-intersection;
Sweeny at Merrill Street, making this intersection an All-Way STOP;
Northbound London Street at Avalon Avenue, stopping the stem of this T-intersection;
Northbound Paris Street at Avalon Avenue, stopping the stem of this T-intersection;
Flood Avenue at Circular Avenue, stopping the stem of this T-intersection;
Hearst Avenue at Circular Avenue, stopping the stem of this T-intersection; and,
Staples Avenue at Circular Avenue, stopping the stem of this T-intersection.
(Parking and Traffic Department)

(1/11/07: Categorically exempt from Environmental Review Class 1(c)(9) changes in the traffic and parking regulations where such changes do not establish a higher speed limit or result in more than a negligible increase in the use of the street; DPT Order No. 3299.)

Question: Shall this Resolution be ADOPTED?

10. 070038 [Traffic Regulations]

Resolution enacting and rescinding traffic regulations on various streets.

RIGHT LANE MUST TURN RIGHT EXCEPT TRANSIT - ESTABLISH
Fulton Street, eastbound,at Stanyan Street.

NO LEFT TURN, 11 AM TO 6 PM, EVERYDAY – RESCIND
NO LEFT TURN, 7 AM TO 7 PM, EVERYDAY – ESTABLISH
Fulton Street, eastbound, at Stanyan Street.

NO LEFT TURN, 11 AM TO 6 PM, EVERYDAY – RESCIND
NO LEFT TURN, 3 PM TO 7 PM, MONDAY THROUGH FRIDAY – ESTABLISH
Fulton Street, westbound, at Stanyan Street.

ONE-WAY STREET - ESTABLISH
Sala Terrace, from Huron Street toward Ellington Street.

ONE-WAY STREET (NORTHBOUND) - RESCIND
ONE-WAY STREET (SOUTHBOUND) - ESTABLISH
Ritch Street, between Brannan and Townsend Streets (300 block)
(Parking and Traffic Department)

(1/10/07: Categorically exempt from Environmental Review Class 1(c)(9) changes in the traffic and parking regulations where such changes do not establish a higher speed limit or result in more than a negligible increase in the use of the street; DPT Order No. 3299.)

Question: Shall this Resolution be ADOPTED?

11. 070060 **[Parking Regulations]**
Resolution enacting and rescinding parking regulations at various locations.

RESIDENTIAL PERMIT PARKING AREA "Y" (2-HOUR TIME LIMIT, 9 AM - 4 PM, EVERYDAY) - ESTABLISH
Harrison Street, north side, between east property line of Beale Street and west property line of 388 Beale Street.

TOW-AWAY, NO STOPPING ANYTIME - RESCIND
PARKING METER AREA NO. 1 (2-HOUR PARKING TIME LIMIT, 9 AM - 6 PM, MONDAY THROUGH SATURDAY) - ESTABLISH
Harrison Street, north side, between the west property line of 388 Beale Street and Fremont Street (currently unregulated).
(Parking and Traffic Department)
(11/30/06: Categorically exempt from Environmental Review Class 1(c)(9) changes in the traffic and parking regulations where such changes do not establish a higher speed limit or result in more than a negligible increase in the use of the street; DPT Order No. 3274.)

Question: Shall this Resolution be ADOPTED?

12. 070061 **[Parking Regulations]**
Resolution enacting and rescinding parking regulations at various locations.

RESIDENTIAL PERMIT PARKING AREA "O" (2-HOUR TIME LIMIT, 8 AM - 6 PM, MONDAY THROUGH FRIDAY) - ESTABLISH
Ulloa Street, both sides, between 21st and 22nd Avenues (2000 block).
(Parking and Traffic Department)
(11/30/06: Categorically exempt from Environmental Review Class 1(c)(9) changes in the traffic and parking regulations where such changes do not establish a higher speed limit or result in more than a negligible increase in the use of the street; DPT Order No. 3274.)

Question: Shall this Resolution be ADOPTED?

13. 070086 **[Temporary "Street Closure to Vehicular Traffic" on O'Farrell St. between Steiner and Fillmore]**
Supervisor Mirkarimi
Resolution enacting temporary "Street Closure to Vehicular Traffic" regulation on O'Farrell Street between Steiner Street and Fillmore Street from 7 A.M. to 2 P.M. on every Saturday between April 28, 2007 and November 17, 2007.

Question: Shall this Resolution be ADOPTED?

14. 070091 [STOP Intersections]

Supervisor Sandoval

Resolution designating certain intersections as "STOP" intersections.

STOP SIGNS - ESTABLISH
San Jose Avenue and Santa Ynez Avenue, stopping San Jose Avenue, making this intersection an all-way STOP.
(1/29/07 - Categorically exempt from Environmental Review Class 1(c)(9) changes in the traffic and parking regulations where such changes do not establish a higher speed limit or result in more than a negligible increase in the use of the street.)

Question: Shall this Resolution be ADOPTED?

15. 070129 [Grant of Federal Funds - Municipal Transportation Agency]

Supervisor Dufty

Resolution authorizing the Municipal Transportation Agency to accept and expend $785,223 of federal Section 5309 Bus and Bus Facilities funding for design and construction of improvements to the Glen Park Intermodal Facility/Adjacent Areas.

Question: Shall this Resolution be ADOPTED?

16. 070131 [Accept-Expend State Grant - Mayor's Office of Criminal Justice (MOCJ)]

Supervisor Maxwell

Resolution authorizing the Mayor's Office of Criminal Justice (MOCJ) to accept and expend funds in the amount of $1,913,199 from the State Corrections Standards Authority (CSA), from funds made available under Senate Bill 736 – known as the Juvenile Justice Crime Prevention Act (JJCPA) – for programs and approaches that have been demonstrated to be effective in reducing delinquency, for the period of July 1, 2006 to June 30, 2007.

Question: Shall this Resolution be ADOPTED?

17. 070182 [Accept-Expend Federal Grant - Department of the Environment]

Supervisor Maxwell

Resolution authorizing the Department of the Environment to accept and expend a grant in the amount of $113,700 from the United States Department of Agriculture through GIRLS 2000 to operate a certified farmers' market in Bayview Hunters Point and provide nutrition education to community residents.

Question: Shall this Resolution be ADOPTED?

18. 070183 [Grant to increase outreach, enrollment, retention and utilization efforts for Medi-Cal and Healthy Families]

Supervisor Maxwell

Resolution authorizing the San Francisco Department of Children, Youth and their Families (DCYF), to retroactively accept and expend a grant in the amount of $180,498 from the California Department of Health Services (DHS) to support the Outreach, Enrollment, Retention and Utilization (OERU) project and to enter into an agreement for the use of these funds; for the period of December 13, 2006 through June 30, 2007.

Question: Shall this Resolution be ADOPTED?

19. 070192 **[Accept-Expend Equipment - Chief of Police]**
Resolution authorizing the Chief of Police for the City and County of San Francisco to retroactively accept and expend telephone analysis software valued at approximately $60,000 made available through the Technology Transfer Program, Office of National Drug Control Policy, Counterdrug Technology Assessment Center (ONDCP/CTAC).
(Police Department)

Question: Shall this Resolution be ADOPTED?

Recommendation of the Public Safety Committee

Present: Supervisors Mirkarimi, Dufty

20. 070184 **[Appropriating $24,840 of General Fund Reserve to Purchase and Install Two Safety Cameras in the Department of Telecommunications and Information Services for Fiscal Year 2006-2007]**
Supervisors Mirkarimi, Dufty
Ordinance appropriating $24,840 of General Fund Reserve to purchase and install two community safety cameras at Haight and Webster Streets in the Department of Telecommunications and Information Services for Fiscal Year 2006-2007.

2/27/2007. PASSED ON FIRST READING.
Question: Shall this Ordinance be FINALLY PASSED?

Questions on the Consent Agenda are on final passage, first reading, or adoption, as indicated: _____

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendations of the Budget and Finance Committee

Present: Supervisors Daly, Ammiano, Dufty

21. 061533 [Sale of Vacant City Property on Alemany Boulevard near Ocean Avenue]
Supervisors Sandoval, Peskin, Daly, Mirkarimi, Dufty
Ordinance ordering the sale of City-owned property located on Alemany Boulevard, between Ocean Avenue and Onondaga Avenue, commonly known as Assessor's Block Number 6954, Lot 11C; adopting findings pursuant to the California Environmental Quality Act; adopting findings that the sale is consistent with the City's General Plan and Eight Priority Policies of City Planning Code Section 101.1; adopting findings that Administrative Code Chapter 23A does not apply to such sale; and authorizing other actions in furtherance of this ordinance.

2/27/2007, CONTINUED. Supervisors Dufty and Mirkarimi added as co-sponsors.

Continued to March 6, 2007.

Question: Shall this Ordinance be PASSED ON FIRST READING?

Present: Supervisors Daly, Ammiano

22. 061534 [Appropriating $850,000 of Property Sale Proceeds for Homeless and Low-Income Housing to the Mayor's Office of Housing for Fiscal Year 2006-2007]
Supervisors Sandoval, Peskin, Daly, Dufty, Mirkarimi
Ordinance appropriating $850,000 from the Sale of Surplus Property for Homeless and Low-Income Housing in the Mayor's Office of Housing for Fiscal Year 2006-2007.
(Fiscal Impact.)

2/27/2007, CONTINUED. Supervisors Dufty and Mirkarimi added as co-sponsors.

Continued to March 6, 2007.

Question: Shall this Ordinance be PASSED ON FIRST READING?

23. 070117 [Administrative Code Revision: Health Service System]
Supervisor Elsbernd
Ordinance amending Chapter 16, Article XV, of Part 1 of the San Francisco Municipal (Administrative) Code by amending Section 16.703 regarding Board approval of Health Service System Plans and Contribution Rates.
(Fiscal impact.)

2/27/2007, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Present Supervisors Daly, Ammiano, Dufty

24. 070123 **[Appropriating $641,973 of General Fund Reserve to backfill reduced federal funding for A.I.D.S. Services for the Department of Public Health for Fiscal Year 2006-2007]**
Supervisors Daly, Ammiano, Dufty, Mirkarimi
Ordinance appropriating $641,973 of General Fund Reserve to backfill the reduction of earmarked A.I.D.S. services funding from the U.S. Department of Health and Human Services, Centers for Medicare and Medicaid Services, in the Department of Public Health for Fiscal Year 2006-2007. (Fiscal impact.)

2/27/2007, PASSED ON FIRST READING. Supervisor Mirkarimi added as a co-sponsor.
Question: Shall this Ordinance be FINALLY PASSED?

25. 070127 **[Appropriating $100,000 of General Fund Reserve to develop a Comprehensive A.I.D.S. Planning Process in the Department of Public Health for Fiscal Year 2006-2007]**
Supervisors Dufty, Ammiano, Daly, Mirkarimi
Ordinance appropriating $100,000 of General Fund Reserve to develop a Comprehensive A.I.D.S. Planning Process for the City and County of San Francisco in the Department of Public Health for Fiscal Year 2006-2007.

2/27/2007, PASSED ON FIRST READING.
Question: Shall this Ordinance be FINALLY PASSED?

Recommendation of the Government Audit and Oversight Committee

Present: Supervisors Elsbernd, Alioto-Pier, Daly

26. 070014 **[Unrepresented Employees]**
Mayor
Ordinance Amending the 2006-07 Ordinance Fixing compensation for persons employed by the City and County of San Francisco whose compensations are subject to the provisions of Section A8.409 of the Charter, in jobcodes not represented by an employee organization, and establishing working schedules and conditions of employment and, methods of payment, effective July 1, 2006.

2/27/2007, AMENDED. 2/26/07 - Amended on page 29, line 12 to replace "falls" with "fails".
2/27/2007, PASSED ON FIRST READING.
Question: Shall this Ordinance be FINALLY PASSED?

From the Government Audit and Oversight Committee Without Recommendation

Present: Supervisors Elsbernd, Alioto-Pier, Daly

27. 070015 [MOU, Amendment No. 1 - Union of American Physicians and Dentists (Unit 8CC)]
Mayor
Ordinance adopting and implementing Amendment No. 1 to the Memorandum of Understanding between the City and County of San Francisco and the Union of American Physicians and Dentists (Unit 8CC) implementing wage and compensation provisions, to be effective July 1, 2007 through June 30, 2009.

2/27/2007, PASSED ON FIRST READING.
Question: Shall this Ordinance be FINALLY PASSED?

Recommendations of the Land Use and Economic Development Committee

Present: Supervisors Maxwell, Sandoval, McGoldrick

28. 051844 [Planning Code-General Advertising Signs Enforcement Provisions]
Supervisor Peskin
Ordinance amending the San Francisco Planning Code by amending Section 610 regarding the enforcement provisions for general advertising sign violations, by, among other things, deeming violations of this section a public nuisance, defining "Responsible Party", amending the penalty accrual, amount and collection provisions, requiring building permits for compliance work, providing for reconsideration hearings before an administrative law judge, and establishing a hearing fee; and making environmental findings and findings of consistency with the priority policies of Planning Code Section 101.1 and the General Plan.

11/7/2006, SUBSTITUTED. Supervisor Peskin submitted a substitute ordinance bearing new title.

2/27/2007, AMENDED.
2/27/2007, PASSED ON FIRST READING AS AMENDED.
Question: Shall this Ordinance be FINALLY PASSED?

29. 061539 [Planning Code Enforcement Penalties, Fees, and Costs]
Supervisor Peskin
Ordinance amending the San Francisco Planning Code by amending Section 176 to provide for penalties for violation of the Planning Code of not less than $200 per day, to specify that the City Attorney may seek attorneys' fees and costs for all enforcement actions, and to provide that all such fees and costs collected shall be deposited in the Planning Code Enforcement Fund; and making findings, including environmental findings and findings of consistency with the priority policies of Planning Code Section 101.1 and the General Plan.

2/27/2007, PASSED ON FIRST READING.
Question: Shall this Ordinance be FINALLY PASSED?

Called from the City Operations and Neighborhood Services Committee

30. 061565 **[Reducing the cost of adult MUNI Fast Passes for 18-24 year olds]**

Supervisor McGoldrick

Resolution urging the Municipal Transportation Agency (MTA) to reduce the cost of monthly adult MUNI fast passes for transitional aged young adults ages 18 to 24 years old.

2/21/2007, CALLED FROM COMMITTEE Pursuant to Rule 5.31, Supervisor McGoldrick called this measure from City Operations and Neighborhood Services Committee

2/27/2007, CONTINUED Continued to March 6, 2007

Question: Shall this Resolution be ADOPTED?

NEW BUSINESS

Recommendations of the City Operations and Neighborhood Services Committee

Present: Supervisors McGoldrick, Alioto-Pier, Jew

31. 061646 [Recreation and Park-Prohibition of alcoholic beverages in South Park]
Supervisor Daly
Ordinance amending the San Francisco Park Code Sec. 4.10 to prohibit the consumption of alcoholic beverages in South Park.

Question: Shall this Ordinance be PASSED ON FIRST READING?

32. 070083 [Public Works Construction - Use of Recycled Content Materials]
Supervisor McGoldrick
Ordinance amending Chapter 6 of the Administrative Code by amending Section 6.4 to require recycled content materials to be used in public works and improvements to the maximum extent feasible.

Question: Shall this Ordinance be PASSED ON FIRST READING?

33. 070176 [Accept-Expend Foundation Grant - Department of the Environment]
Mayor
Resolution authorizing the Department of the Environment to accept and expend a grant in the amount of $200,000 from the Sidney E. Frank Foundation to carry out the critical task of engaging key stakeholders and interest groups to solicit input and build support for a tidal energy project.

Question: Shall this Resolution be ADOPTED?

Recommendations of the Government Audit and Oversight Committee

Present: Supervisors Elsbernd, Daly

34. 070090 [Police Charity Audits]
Supervisor Peskin
Ordinance amending the San Francisco Police Code Section 660.4-1 requiring the Controller to audit financial statements of charitable organizations submitted pursuant to Section 660.3(e) of the Police Code.

Question: Shall this Ordinance be PASSED ON FIRST READING?

Present: Supervisors Elsbernd, Alioto-Pier, Daly

35. 070136 **[Appropriation of Assessments Levied for Three Business Improvement Districts Established During Fiscal Year 2006-2007]**

Supervisor Peskin

Ordinance amending the Fiscal Year 2006-2007 Annual Appropriation Ordinance by adding Section 30.7, to appropriate revenues collected from special assessments for disbursement to the respective nonprofit owners' associations for administration of the three property and/or business-based business improvement districts established in San Francisco during Fiscal Year 2006-2007 (i.e., the Fillmore Jazz, Central Market, and Fisherman's Wharf Portside Community Benefit Districts), for authorized purposes.

Question: Shall this Ordinance be PASSED ON FIRST READING?

Recommendations of the Land Use and Economic Development Committee

Present: Supervisors Maxwell, Sandoval, McGoldrick

36. 070217 **[Zoning - Interim moratorium on installation of microcell equipment]**

Supervisors Peskin, Jew, Sandoval, McGoldrick, Maxwell, Daly, Mirkarimi, Ammiano, Dufty, Alioto-Pier, Elsbernd

Urgency Ordinance approving an interim zoning moratorium on installation of microcell equipment for 45 days and making required findings, including findings of consistency with the priority policies of Planning Code Section 101.1 and environmental findings.

Question: Shall this Ordinance be FINALLY PASSED?

37. 070081 **[Interim Zoning requiring conditional use for demolition of a residential structure]**

Supervisor Maxwell

Resolution imposing interim zoning controls to require conditional use authorization for demolition of a residential structure for a six (6) month period and making a determination of consistency with the priority policies of Planning Code Section 101.1.

(Supervisor Sandoval dissenting in committee)

Question: Shall this Resolution be ADOPTED?

SPECIAL ORDER 3:00 P.M.

Board of Supervisors Sitting as a Committee of the Whole

38. 070253 **[Hearing - Appropriating $1,074,490 for Geneva Avenue Car Barn Repairs and Alemany Boulevard Greening Projects in Recreation and Park and Public Works for Fiscal Year 2006-2007]**

Supervisor Daly

Hearing to consider the ordinance appropriating $1,074,490 of Capital and One-Time Spending Rainy Day Reserve and $270,000 of Recreation and Park Savings Incentive Reserve to support $1,044,490 for repairs to the Geneva Avenue Car Barn in the Department of Recreation and Park and $300,000 for Alemany Boulevard greening projects in the Department of Public Works for Fiscal Year 2006-2007.

Action:_____

Committee of the Whole Adjourn and Report Without Recommendation

Recommendation of the Budget and Finance Committee

Present: Supervisors Daly, Ammiano, Dufty

39. 070177 **[Appropriating $1,344,490 for Geneva Avenue Car Barn Repairs and Alemany Boulevard Greening Projects in Recreation and Park and Public Works for Fiscal Year 2006-2007]**

Supervisors Daly, Sandoval, Dufty, Ammiano, Mirkarimi

Ordinance appropriating $1,074,490 of Capital & One-Time Spending Rainy Day Reserve and $270,000 of Recreation and Park Savings Incentive Reserve to support $1,044,490 for repairs to the Geneva Avenue Car Barn in the Department of Recreation and Park and $300,000 for Alemany Boulevard greening projects in the Department of Public Works for Fiscal Year 2006-2007.

(Fiscal Impact.)

2/27/2007, AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE. Supervisor Mirkarimi added as a co-sponsor.

2/27/2007, CONTINUED AS AMENDED.
Continued to March 6, 2007 to be heard as a committee of the whole.

Question: Shall this Ordinance be PASSED ON FIRST READING?

SPECIAL ORDER 3:30 P.M - Recognition of Commendations

COMMITTEE REPORTS

Reports from committees, if any; recommending emergency or urgent measures.

The following item will be considered by the Rules Committee at a Regular Meeting on Thursday, March 1, 2007 at 1:00 p.m. The Chair intends to request the Committee to send the following item to the Board as a committee report on Tuesday, March 6, 2007.

40. 070181 **[City and School District Select Committee Meetings]**
Supervisor Dufty
Motion ordering the City and School District Select Committee meetings of the Board of Supervisors be held on first and third Thursdays of each month at 3:30 P.M. in the Chambers of the Board of Supervisors; and directing the Clerk of the Board to prepare the proper notices and postings.

Question: Shall this Motion be APPROVED?

The following items will be considered by the Land Use & Economic Development Committee at a Regular Meeting on Monday, March 5, 2007 at 1:00 p.m. The Chair intends to request the Committee to send the following items to the Board as a committee report on Tuesday, March 6, 2007.

41. 060640 **[Zoning Map Amendment, vacant lot, Alemany Blvd. between Ocean and Onondaga Avenues]**
Supervisors Sandoval, Peskin
Ordinance amending the San Francisco Planning Code by amending Sheet 11 of the Zoning Map of the City and County of San Francisco to change the use designation of Lot 11C in Assessor's Block 6954 from RH-1 (One-Family) to NC-3 (Moderate-Scale Neighborhood Commercial District); adopting findings, including environmental findings and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1(b).

1/23/2007, RE-REFERRED to Land Use and Economic Development Committee.

Question: Shall this Ordinance be PASSED ON FIRST READING?

42. 061480 **[Zoning Map Amendment for 915 Cayuga Avenue]**
Ordinance amending the San Francisco Planning Code by amending Sheet 11 of the Zoning Map of the City and County of San Francisco in order to shift a zoning district boundary which is located entirely within Assessor's Block 6954 Lot 033 and which divides an RH-1 (Residential, House, One Family) District from an NC-3 (Neighborhood Commercial, Moderate Scale) District approximately 20 feet in a northwesterly direction to increase the portion of the lot that is zoned NC-3; adopting findings, including environmental findings and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1(b).
(Planning Department)

1/23/2007, RE-REFERRED to Land Use and Economic Development Committee.

Question: Shall this Ordinance be PASSED ON FIRST READING?

43. 070126 **[Wild parrots of Telegraph Hill - Tree preservation adjacent to 233 Greenwich Street]**

Supervisor Dufty

Ordinance waiving certain provisions of Public Works Code Section 809 to assume responsibility for the preservation of two (2) Monterey Cypress trees adjacent to 233 Greenwich Street (Assessor's Block 85, Lot 32) that provide habitat for the wild parrots of Telegraph Hill, including pruning and removal as set forth herein, imposing specified tree replanting requirements on the property owner of 233 Greenwich Street in furtherance of Public Works Code Section 809's tree replacement provisions; authorizing the Director of Public Works to enter into a sole source agreement with Ted Kipping, Tree Shapers, LLC, for professional services relating to the pruning of said trees; accepting a gift from the Northeast San Francisco Conservancy to offset the cost of pruning the trees; and authorizing official acts in connection thereto.

Question: Shall this Ordinance be PASSED ON FIRST READING?

44. 070259 **[2007 and 2008 condominium conversion lottery]**

Supervisor McGoldrick

Ordinance amending the Subdivision Code by authorizing conversion of three (3) additional units to account for all buildings selected as winners in the 2007 condominium conversion lottery and deleting three (3) units from the 2008 condominium conversion lottery so that the 2008 lottery consists of 197 total units; and making environmental findings.

Question: Shall this Ordinance be PASSED ON FIRST READING?

45. ROLL CALL FOR INTRODUCTIONS

Roll call for introduction of ordinances, resolutions, charter amendments, requests for hearings, letters of inquiry, letters of request to the City Attorney and Board Members' reports on their regional body activities.

46. PUBLIC COMMENT

An opportunity for members of the public to directly address the Board on items of interest to the public that are within the subject matter jurisdiction of the Board, including items being considered today which have not been considered by a Board committee and excluding items which have been considered by a Board committee. Members of the public may address the Board for up to three minutes. Each member of the public will be allotted the same number of minutes to speak, except that public speakers using translation assistance will be allowed to testify for twice the amount of the public testimony time limit. If simultaneous translation services are used, speakers will be governed by the public testimony time limit applied to speakers not requesting translation assistance. The President or the Board may limit the total testimony to 30 minutes.
Members of the public who want a document placed on the overhead for display should clearly state such and subsequently remove the document when they want the screen to return to live coverage of the meeting.

APPROVAL OF REQUESTS TO THE LEGISLATIVE ANALYST

These items may be introduced by any Supervisor seeking analysis from the Office of the Legislative Analyst on introduced legislation and for the purpose of providing assistance to Board of Supervisors' task forces and advisory committees. Requests to the Legislative Analyst shall require the affirmative vote of a majority of the members of the Board.

47. 070252 [Legislative Analyst Request]
Supervisor Mirkarimi
Motion requesting the Legislative Analyst to analyze the San Francisco's Neighborhood Watch program administered by San Francisco Safe (originally an SFPD project) and comparisons with other Watch programs in major cities. How are Watch programs created and maintained? (It may be useful to assess existing Watch programs such as the Castro Watch Group.) How do neighborhoods apply and qualify for being designated as Watch neighborhoods? Who approves installation of neighborhood watch signs? Are there parameters that describe active vs. inactive Watch groups? Who maintains a list of active Watch groups? Do Watch groups receive public or private funding? Are there standard procedures for relationships between Watch groups and the police?

Question: Shall this Motion be APPROVED?

CLOSED SESSION

CONFERENCE WITH CITY'S LABOR NEGOTIATORS

48. 070283 [Closed Session - Conference with City's Labor Negotiators]
Supervisor Peskin
Motion that the Board of Supervisors convene in closed session with the City's Labor Relations Negotiators and the Director of Human Relations, for the purpose of reviewing the City's positions in pending labor negotiations with organizations representing City employees.

This closed session is permitted by Government Code Section 54957.6, and San Francisco Administrative Code Section 67.8.

Question: Shall this Motion be APPROVED?

[Elect To Disclose]
Motion that the Board finds it is in the public interest to disclose information discussed in closed session, and directs the President immediately to disclose that information.

[Elect Not to Disclose]
Motion that the Board finds that it is in the best interest of the public that the Board elect at this time not to disclose its closed session deliberations concerning the pending City Labor Negotiations. (Collective Bargaining)

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures are introduced for adoption without committee reference. A unanimous vote is required for adoption of a resolution today. Any Supervisor may require any resolution to go to committee.

Items 49 through 58

49. **070272** **[Resolution supporting inclusion of Small Boat Berthing Rate Availability in the proposed Marina Yacht Harbor Renovation Project]**

Supervisor Alioto-Pier

Resolution supporting inclusion of Small Boat Berthing Rate Availability in the proposed Marina Yacht Harbor Renovation Project.

2/27/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

50. **070273** **[Resolution urging the Human Services Agency to immediately implement the recommendations of the Shelter Monitoring Committee.]**

Supervisor Ammiano

Resolution urging the Human Services Agency to immediately implement the recommendations of the Shelter Monitoring Committee without further delay.

2/27/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

51. **070275** **[Urging preservation of AB 2034.]**

Supervisors Daly, Dufty, Ammiano

Resolution urging Governor Arnold Schwarzenegger to preserve full funding of the Integrated Services for Homeless Adults Programs for mental health in the State Budget to ensure homeless prevention, housing security and essential services for mental health consumers.

2/27/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

52. **070276** **[Resolution condemning AsianWeek, February 23, 2007 issue.]**

Supervisors Peskin, Maxwell, McGoldrick, Mirkarimi, Daly, Sandoval, Jew, Elsbernd, Ammiano, Alioto-Pier, Dufty

Resolution condemning AsianWeek and its columnist Kenneth Eng for the inappropriate and damaging column explicitly encouraging racial discrimination in the AsianWeek's February 23, 2007 issue titled, "Why I Hate Blacks".

2/27/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

53. **070277** **[Accept-Expend Federal Grant - Police Department]**

Supervisor Jew

Resolution authorizing the Chief of Police for the City and County of San Francisco to retroactively accept and expend a grant in the amount of $117,000 from the Governor's Office of Emergency Services for a program entitled Project Safe Neighborhood – Gun Elimination Team.

2/27/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

54. 070278 **[Accept-Expend State Grant - Sheriff's Department program providing employment and education services for young offenders in the county jail and after their release.]**

Supervisor Jew

Resolution authorizing the Sheriff's Department to accept and expend a year III continuation grant (Year III) in the amount of $76,283 from the Private Industry Council of San Francisco for providing employment and education services to young offenders in the county jail and after their release, and waiving indirect costs.

2/27/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

55. 070274 **[Canceling April 3, 2007 Board meeting.]**

Supervisor Peskin

Motion canceling April 3, 2007, meeting of the Board of Supervisors.

2/27/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

56. 070241 **[Final Map - 3175 Mission Street]**

Motion approving Final Map 3416, an 8 Unit Mixed-Use Condominium Project, located at 3175 Mission Street being a subdivision of Lot 12 in Assessors Block No. 5518 and adopting findings pursuant to the General Plan and City Planning Code Section 101.1
(Public Works Department)

2/23/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

57. 070245 **[Final Map - 418-420 Jessie Street]**

Motion approving Final Map 3987, a 25 Residential Unit and 2 Commercial Unit Mixed-Use Condominium Project, located at 418-420 Jessie Street being a subdivision of Lot 006 in Assessors Block No. 3704 and adopting findings pursuant to the General Plan and City Planning Code Section 101.1
(Public Works Department)

2/27/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

58. 070286 **[Final Map - 733 Front Street]**

Motion approving Final Map 3478, a 73 Unit Mixed-Use Condominium Project, located at 733 Front Street being a subdivision of Lot 002 in Assessors Block No. 0166 and adopting findings pursuant to the General Plan and City Planning Code Section 101.1
(Public Works Department)

2/27/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

*Questions on the For Adoption Without Committee Reference Agenda:*_____

59. IMPERATIVE AGENDA

Resolution(s), if any, to be adopted within limits imposed by the Sunshine Ordinance and the Ralph M. Brown Act, introduced today, not on the printed agenda. For such resolutions to be considered, the Board must first adopt the Serious Injury Finding or the Purely Commendatory Finding and the Brown Act Finding. Each motion requires 8 votes or a unanimous 6 or 7. A unanimous vote is required for the resolution(s).

[Serious Injury Finding]
Motion that the Board find that for the resolution(s) being considered at this time "the need to take action is so imperative as to threaten serious injury to the public interest if action is deferred to a later meeting."

[Purely Commendatory Finding]
Motion that the Board find that the resolution(s) being considered at this time are purely commendatory.

[Brown Act Finding]
Motion that the Board find by roll call vote that for the resolutions being considered at this time there is a need to take immediate action and the need to take action came to the attention of the City and County of San Francisco after the agenda was posted.

OFF-AGENDA LEGISLATION

PROPOSED ORDINANCES

Proposed ordinances received from February 13, 2007 to February 19, 2007, for reference by President to appropriate committee on March 6, 2007.

070229 **[Amending certain Traffic Code penalty provisions to delete outdated penalties and provisions that are repetitive of state law]**
Ordinance amending the Traffic Code by amending Sections 33.5, 37(c) and 56, and repealing Sections 38.F, 58 ½, and 130 to eliminate provisions that are repetitive of state law and remove outdated penalty provisions for school bus loading zone violations, violations of parking prohibitions for street cleaning, red, green white and blue zone violations, and parking violations on median dividers and traffic islands.
(Municipal Transportation Agency)

2/23/2007, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

070230 **[Reducing the speed limit on Third Street between Kirkwood and Shafter Streets from 30 to 25 miles per hour and increasing the speed limit on Third Street between Jamestown Avenue and Bayshore Boulevard from 25 to 30 miles per hour]**
Ordinance amending Section 175.29 of the Traffic Code to lower the speed limit on Third Street between Kirkwood and Shafter Streets from 30 to 25 miles per hour, and establishing a 30 mile per hour speed limit on Third Street between Jamestown Avenue and Bayshore Boulevard.

2/23/2007, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee

070231 **[Removing tour bus restrictions on portions of Panorama Drive and Olympia Way]**
Ordinance amending the San Francisco Police Code by repealing sections 1183.6 and 1183.7 to remove restrictions on operating commercial buses on Panorama Drive, between Clarendon Avenue and Twin Peaks Boulevard and on Olympia Way, between Clarendon Avenue and Panorama Drive.
(Municipal Transportation Agency)

2/23/2007, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee

PROPOSED RESOLUTIONS

Proposed resolutions received from February 13, 2007 to February 19, 2007, for reference by President to appropriate committee on March 6, 2007.

070225 **[Gift - Private, Department of Public Health, Community Behavioral Health Services]**
Resolution authorizing the Department of Public Health, Community Behavioral Health Services to retroactively accept a gift of Buprenorphine medication from Reckitt Benckiser Pharmaceuticals with an estimated monetary value of up to $300,000 for the period of January 1, 2007 through December 31, 2009 to expand Opiate Replacement Therapy services in San Francisco.
(Public Health Department)

2/21/2007, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

070227 **[Airport Professional Services Agreement]**
Resolution approving the Professional Services Agreement for the Management and Operation of the Airport's Public and Employee Parking Facilities between New South Parking - California and the City and County of San Francisco, acting by and through its Airport Commission.
(Airport Commission)

2/26/2007, RECEIVED AND ASSIGNED to Budget and Finance Committee.

070228 **[County Refugee Services Plan]**
Resolution approving the City and County of San Francisco's Refugee Services Annual Plan for federal fiscal year 2006-2007.
(Human Services Department)

2/26/2007, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee

070232 **[STOP Intersections]**
Resolution designating certain intersections as "STOP" intersections.

STOP SIGNS – ESTABLISH
Castenada and Magellan Avenues, making this T-intersection an All-Way STOP;
Stillings, Detroit and Vista Verde, stopping Detroit Street and Vista Verde Court, making this uncontrolled intersection a two-way STOP;
19th Street and Caselli Avenue, stopping 19th Street, making this uncontrolled intersection a two-way STOP;
Hermann and Webster Streets, stopping Hermann Street, making this intersection an All-Way STOP;
21st and Florida Streets, stopping 21st Street, making this intersection an All-Way STOP.;
Chestnut and Avila Street, stopping Avila Street; and,
Mallorca and Chestnut Street, stopping Mallorca Street.
(Parking and Traffic Department)
(2/22/07: Categorically exempt from Environmental Review Class 1(c)(9) changes in the traffic and parking regulations where such changes do not establish a higher speed limit or result in more than a negligible increase in the use of the street; DPT Order No. 3317.)

2/23/2007, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

070243 **[Traffic Regulations]**
Resolution enacting and rescinding traffic regulations on various streets.

TRANSIT LANE, 4 PM TO 6 PM, MONDAY THROUGH FRIDAY- ESTABLISH
Clay Street, south side, between Davis and Drumm Streets
(Parking and Traffic Department)
(2/22/07: Categorically exempt from Environmental Review Class 1(c)(9) changes in the traffic and parking regulations where such changes do not establish a higher speed limit or result in more than a negligible increase in the use of the street; DPT Order No. 3317.)

2/23/2007, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

070244 **[Parking Regulations]**
Resolution enacting and rescinding parking regulations at various locations.

UNMETERED MOTORCYCLE PARKING - ESTABLISH
2971 21st Street, south side, between the driveways for #2965 - and #2971- 21st Street (establishes three motorcycle parking spaces); and,
Octavia Boulevard, east side, from Linden Street to 14 feet northerly (accommodating 4 motorcycle parking spaces)

TOW-AWAY, NO STOPPING, 3 PM TO 6 PM, MONDAY THROUGH FRIDAY - RESCIND
TOW-AWAY, NO STOPPING, 3 PM TO 7 PM, MONDAY THROUGH FRIDAY - ESTABLISH
Pine Street, south side, from Polk Street to Larkin Street.

TOW-AWAY, NO STOPPING, 7 AM TO 7 PM EVERYDAY- RESCIND
TOW-AWAY, NO STOPPING ANYTIME - ESTABLISH
Clay Street, south side, from Stockton Street to 84 feet westerly.

TOW-AWAY NO STOPPING, 6 AM TO 6 PM EVERYDAY - RESCIND
TOW-AWAY NO STOPPING, 7 AM TO 7 PM, EVERYDAY - ESTABLISH
Sacramento Street, north side, between Powell and Mason Streets

TOW-AWAY NO STOPPING, 4 PM TO 6 PM, MONDAY THROUGH FRIDAY - RESCIND
Clay Street, north side, between Davis and Drumm Streets

NO PARKING ANYTIME - ESTABLISH
Clay Street, north side, between Davis Street and 18 feet easterly

RESIDENTIAL PERMIT PARKING AREA "X" (2-HOUR TIME LIMIT, 8 AM TO 6 PM, MONDAY THROUGH FRIDAY) - ESTABLISH
Pennsylvania Avenue, west side, from 20th Street to 127 feet north of 22nd Street (500 and 600 blocks up and including address #672) (legislating existing conditions)
(Parking and Traffic Department)
(2/22/07: Categorically exempt from Environmental Review Class 1(c)(9) changes in the traffic and parking regulations where such changes do not establish a higher speed limit or result in more than a negligible increase in the use of the street; DPT Order No. 3317.)

2/23/2007, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

070287 [Petitions and Communications]

Petitions and Communications received from February 20, 2007 through February 26, 2007 for reference by the President to March 6, 2007.

From Francisco Da Costa, regarding the Water Utility Climate Change Summit 2007 held in San Francisco January 31 – February 1, 2007. (1)

From Mark Roquet, submitting copy of complaint made to Muni regarding service on the #23 bus line February 19, 2007. Copy: Mayor (2)

From Sy Glasser, commenting on Muni bus substitute trips in District 4 over the Presidents' Day weekend. Copy: Supervisors Jew and Elsbernd (3)

From Gabriel Collett, submitting resume and appreciation to Supervisor Peskin for preserving the City's authenticity to stay true to its history and integrity for all artists and visionaries, past, present, and future. Copy: Supervisor Peskin (4)

From T Mobile USA, Inc., submitting notification letter to California Public Utilities Commission regarding the cellular base site at 300 2nd Avenue. (5)

From San Francisco War Memorial and Performing Arts Center, submitting the Department Efficiency Plan/Performance Measures for the San Francisco War Memorial and Performing Arts Center. (6)

From concerned citizens, submitting support for the implementation of Community Choice Aggregation. File 070112, Copy: Each Supervisor, 14 letters (7)

From Office of the Controller/City Services Auditor, submitting Review of the Statement of Cash and Investments as of September 30, 2006. (8)

From Round The Diamond The Sacred Ballgame Consulting and Educational Services, submitting proposal to initiate a "Sports and Public Service Pathway" program to be considered as one of the goals and objectives of the City and School District Select Committee. File 070170, Copy: Each Supervisor (9)

From Municipal Transportation Agency, submitting the MTA/DPT Tow Refund Report for the four quarters of 2006. (10)

From Tiffany Combs, supporting the proposal of Whole Foods moving into the Cole Valley neighborhood. Copy: Each Supervisor (11)

From Abdalla Megahed, requesting a meeting with Mayor Newsom to discuss "Next Door" shelter's actions against the homeless. (12)

From Department of Public Works, regarding status of removing graffiti from phone boxes at 1333 Judah Street (no company name visible), and the Northwest corner of 5th Avenue and Irving (Pacific Bell) in District 5. (Reference No. 20070123-014) Copy: Supervisor Mirkarimi (13)

From Department of Public Works, regarding status of removing graffiti from mailboxes at various locations in District 5. (Reference No. 20070123-010) Copy: Supervisor Mirkarimi (14)

From concerned citizens, submitting opposition to any revision of the City Charter with respect to longer term limits for elected officials, particularly as it pertains to the Board of Supervisors. 43 letters (15)

From concerned citizens, urging the Board to support the 6-month trial closure of the East-end of JFK

Drive on Saturdays. Copy: Each Supervisor, 12 letters (16)

From Johann Stahl, commenting on the daily problem of loitering and drug activity around Ellis Street and Leavenworth Street. (17)

From California Fish and Game Commission, submitting notice of proposed regulatory action relative to Sections 360, 361, 362, 363, 364, 702 and 708, Title 14, California Code of Regulations, relating to Mammal Hunting Regulations. (18)

From California Fish and Game Commission, submitting notice of proposed regulatory action relative to Sections 353 and 475, Title 14, California Code of Regulations, relating to Mammal Hunting – Method of Take Regulations. (19)

From Municipal Transportation Agency, regarding status on the feasibility of changing the street cleaning on Downey and Ashbury between Waller and Frederick Streets from 8:00 a.m. to 10:00 a.m. to 10:00 a.m. to 12:00 p.m. (Reference No. 20070206-004) (20)

From Office of the Controller/City Services Auditor, submitting report concerning the review of US Airways, Inc. (US Airways) for the period from July 1, 2005 through June 30, 2006. (21)

From Roger Bulosan, commenting on employee overtime hours worked in City departments. (22)

From Ralph C. Daniels, commenting on the call for the impeachment of the Bush Administration. Copy: Each Supervisor (23)

From The Texas Observer, submitting appreciation to the Board for the honor and recognition of Molly Ivins (deceased). (24)

From Christian Holmer, commenting that DTIS is one of only two City departments refusing to respond to CPRA requests past due. (25)

From Police Department, responding to Supervisor Dufty's recent inquiry regarding the strategies of the Los Angeles Sheriff to trace weapons used in gang-related violence and if these strategies can be employed by the San Francisco Police Department. (Reference No. 20070123-002) Copy: Supervisor Dufty (26)

From Department of Public Health, submitting the Monthly STD Report for the month of January 2007. (27)

From Barry John, submitting opposition to the Saturday closure of JFK Drive to cars. Copy: Each Supervisor (28)

From Supervisor Jew, responding to constituent regarding the problems with Muni bus substitute trips in District 4 encountered over the Presidents' Day weekend. (29)

From Christian Holmer, regarding immediate disclosure requests from City departments. (30)

From The Arc of San Francisco, regarding the How Weird Street Fair scheduled for May 2007. Copy: Supervisor Peskin (31)

From Alex Lantsberg, regarding the Public Utilities Commission Citizens Advisory Committee meeting held January 2007. (32)

From California Fish and Game Commission, submitting notice of proposed regulatory action relative to Sections 1, 74, 29,15,116, subsections 300(a)(1)(D)5 and 551(j) and Sections 700.5 and 704, Title 14 California Code of Regulations, relating to the establishment of the Automated License Data System. (33)

From Office of the Mayor, submitting notice of reappointment of Patricia Breslin to the Taxi Commission. (34)

From Office of the Controller/City Services Auditor, submitting review of Burger Joint, Inc. which operates the Mission Bar & Grill at the San Francisco International Airport. (35)

From California Department of Health Services, submitting the California Healthcare for Indigents Program (CHIP) and Rural Health Services (RHS) Program Report of Actual Financial Data Guidelines and Forms for fiscal year 2005-2006. (36)

From SPUR Sustainable Development Committee, submitting support for the goal of plastic shopping bag reduction in San Francisco. File 070085, Copy: Each Supervisor (37)

From Designing Accessible Communities, submitting appreciation to Neil Friedman, Department of Building Inspection, on his professionalism and efforts taken to assure that citizens with disabilities are assured their right to access public accommodations. (38)

From Edward Wright, commenting on the Coit Tower Partners' new enhanced features for its Coit Tower privatization plan. (39)

From Wendy Chang, commenting on problems with dead trees and branches at Potrero Del Sol Park open space located on Potrero Avenue and 25th Street. Copy: Supervisor Maxwell (40)

From Jacqueline Bauman, commenting on the resident at 336 Lathrop Avenue in the Little Hollywood neighborhood. Copy: Sophie Maxwell. (41)

From Connie Choo, commenting on the jury trial held pertaining to the eviction (Unlawful Detainer) filed by her landlord. (42)

From SF Beautiful (SFB), commenting on the Final EIR Report for the SF Marina Renovation Project at 3950 Scott Street. (43)

From SF Beautiful (SFB), submitting support for the proposed legislation amending Section 610 of the Planning Code – General Advertising Signs Enforcement Provisions. (44)

From The Sierra Club and San Francisco Tomorrow, regarding the Transbay Transit Center/Caltrain Downtown Extension Project (CBT/CTX). (45)

From Office of the Treasurer/Tax Collector, submitting the Cash difference and Overage Fund balance and activities for the Office of the Treasurer for the period ending January 31, 2007. (46)

From Denise D'Anne, commenting on the need to examine the operations of the police department in respect to their claims of not having enough officers. Copy: Each Supervisor (47)

ADJOURNMENT

City Hall
1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689

City and County of San Francisco
NOTICE OF PUBLIC HEARING
Board of Supervisors

General Notice — Transmitted: 03-02-2007

A public hearing will be held on 3/13/2007, at 4:00 p.m., or as soon as possible after this time, at Legislative Chamber, Room 250, City Hall, 1 Dr. Carlton B. Goodlett Place, San Francisco, CA 94102.

The Board of Supervisors will hold a public hearing relative to the listed subjects. All interested parties are cordially invited to attend. Persons who are unable to attend the hearing may submit written comments regarding this matter prior to the beginning of the hearing. These comments will become part of the official public record.

Mail comments for the listed file to: Board of Supervisors, City Hall, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102.

070155 **[Public Hearing - Appeal of Categorical Exemption from Envrionmental Review for 869 North Point Street]**

Hearing of persons interested in or objecting to the decision of the Planning Department dated November 2, 2006(Case No. 2005.0399E), exempting from environmental review under Categorical Exemption, [State CEQA Guidelines, Section(s) 15301 and 15303; Class Number(s). 1 and 3]. The proposal would demolish a vacant two-story, single-family residential building and construct a three-story with mezzanine, three-family residential building measuring approximately 6,000 gross-square-feet (gsf), and three off-street parking spaces in a surface level garage, located at 869 North Point Street (Assessor's Block 0026/Lot 019B) is 3,437.5 square feet in size and located in the Russian Hill Neighborhood. The project site is zoned RH-3 (Residential House District, Three-Family) and within a 40-X Height and Bulk district. (Appellant: Roland Salvato on behalf of the Aquatic Park Neighbors)

Gloria L. Young, Clerk of the Board

Pursuant to Government Code Section 65009, the following notice is hereby given: if you challenge, in court, the categorical exemption from environmental review described above, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the Board of Supervisors at, or prior to, the public hearing.

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Board of Supervisors
City Hall
1 Dr. Carlton B. Goodlett Place, Room 244
San Francisco, CA 94102-4689

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BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO

AGENDA

DOCUMENTS DEPT
MAR - 9 2007
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Legislative Chamber - Second Floor
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689
Tuesday, March 13, 2007 2:00 PM

Regular Meeting

AARON PESKIN, PRESIDENT
MICHELA ALIOTO-PIER, TOM AMMIANO, CHRIS DALY,
BEVAN DUFTY, SEAN ELSBERND, ED JEW, SOPHIE MAXWELL,
JAKE McGOLDRICK, ROSS MIRKARIMI, GERARDO SANDOVAL

Gloria L. Young, Clerk of the Board

Agendas of the Board of Supervisors are available on the internet at www.ci.sf.ca.us/bdsupvrs

BOARD COMMITTEES

Committee Membership	Meeting Days
Budget and Finance Committee Supervisors Daly, Ammiano, Dufty, Mirkarimi, Sandoval	Wednesday 1:00 PM
City and School District Select Committee Supervisors Dufty, Mirkarimi, Maxwell, Commissioners Kim, Mendoza, Wynns	1st and 3rd Thursday 3:30 PM
City Operations and Neighborhood Services Committee Supervisors McGoldrick, Alioto-Pier, Jew	2nd and 4th Thursday 1:00 PM
Government Audit and Oversight Committee Supervisors Elsbernd, Alioto-Pier, Daly	1st and 3rd Monday 10:00 AM
Land Use and Economic Development Committee Supervisors Maxwell, Sandoval, McGoldrick	Monday 1:00 PM
Public Safety Committee Supervisors Mirkarimi, Maxwell, Dufty	2nd and 4th Monday 10:00 AM
Rules Committee Supervisors Ammiano, Elsbernd, Peskin	1st and 3rd Thursday 10:00 AM

First-named Supervisor/Commissioner is Chair, Second-named Supervisor/Commissioner is Vice-Chair, of the Committee.

Board Meeting Procedures

The Board of Supervisors is the Legislative Body of the City and County of San Francisco. The Board considers ordinances and resolutions, most of which have been the subject of hearings before the standing committees of the board at which members of the public are urged to testify. The full Board does not hold a second public hearing on measures which have been heard in committee.

Board procedures do not permit: 1) persons in the audience to vocally express support or opposition to statements by Supervisors or by other persons testifying; 2) ringing and use of cell phones, pagers and similar sound-producing electronic devices. (Violators may be removed from the meeting room.) 3) signs to be brought into the meeting or displayed in the room; and 4) standing in the Legislative Chamber.

Citizens are encouraged to testify at Board hearings and to write letters to the Board and to its members, City Hall, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102.

USING LAPTOP COMPUTERS FOR PRESENTATIONS: Please contact City Hall Media Services at (415) 554-4933 to coordinate the use of laptop computers for presentations at the meeting. Computers to be used are required to be tested in advance. The presenter should arrive 30 minutes prior to the meeting to connect and test their computer.

THE AGENDA PACKET IS AVAILABLE AT CITY HALL, ROOM 244, RECEPTION DESK. Agendas are available on the internet at www.sfgov.org/site/bdsupvrs_index.asp?id=4383 For information, call (415) 554-5184.

Board meetings are cablecast on SF Cable 26. For video tape copies and scheduling call (415) 557-4293.

Results of each Board meeting can be obtained about a half hour after the end of the meeting by telephoning (415) 554-5555.

Requests for language interpreters at a meeting must be received at least 48 hours in advance of the meeting to help ensure availability. Contact Madeleine Licavoli at (415) 554-7722.

AVISO EN ESPAÑOL: La solicitud para un traductor en una reunion debe recibirse antes de mediodia de el viernes anterior a la reunion. Llame a Erasmo Vazquez (415) 554-4909.

翻譯 *必須在會議前最少四十八小時提出要求*
請電 (415) 554-7701

Disability Access

The Legislative Chamber and the Committee Room in City Hall are wheelchair accessible.

Meetings are real-time captioned and are cablecast open-captioned on SF Cable 26. Assistive listening devices for the Legislative Chamber are available upon request at the Clerk of the Board's Office, Room 244. Assistive listening devices for the Committee Room are available upon request at the Clerk of the Board's Office, Room 244 or in the Committee Room. To request sign language interpreters, readers, large print agendas or other accommodations, please contact Madeleine Licavoli at (415) 554-7722 or (415) 554-5227 (TTY). Requests made at least 48 hours in advance of the meeting will help to ensure availability.

The nearest accessible BART station is Civic Center (Market/Grove/Hyde Streets). Accessible MUNI Metro lines are the J, K, L, M, and N (Civic Center or Van Ness Stations). MUNI bus lines serving the area are the 47 Van Ness, 9 San Bruno, and the 6, 7, 71 Haight/Noriega. For more information about MUNI accessible services, call (415) 923-6142.

There is accessible parking in the vicinity of City Hall at Civic Center Plaza and adjacent to Davies Hall and the War Memorial Complex. Accessible curbside parking is available on Dr. Carlton B. Goodlett Place and Grove Street.

In order to assist the City's efforts to accommodate persons with severe allergies, environmental illness, multiple chemical sensitivity or related disabilities, attendees at public meetings are reminded that other attendees may be sensitive to perfumes and various other chemical-based scented products. Please help the City to accommodate these individuals.

Know Your Rights Under the Sunshine Ordinance

Government's duty is to serve the public, reaching its decision in full view of the public. Commissions, boards, councils and other agencies of the City and County exist to conduct the people's business. This ordinance assures that deliberations are conducted before the people and that City operations are open to the people's review.

For information on your rights under the Sunshine Ordinance (Chapter 67 of the San Francisco Administrative Code) or to report a violation of the ordinance, contact Frank Darby by mail to Sunshine Ordinance Task Force, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco CA 94102, by phone at (415) 554-7724, by fax at (415) 554-7854 or by email at sotf@sfgov.org

Citizens may obtain a free copy of the Sunshine Ordinance by contacting Mr. Darby or by printing Chapter 67 of the San Francisco Administrative Code on the Internet, at http://www.sfgov.org/sunshine

Lobbyist Registration and Reporting Requirements

Individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [SF Campaign & Governmental Conduct Code Sec. 2.100] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the San Francisco Ethics Commission at 30 Van Ness Avenue, Suite 3900, San Francisco, CA 94102; telephone (415) 581-2300; fax (415) 581-2317; web site www.sfgov.org/ethics

ROLL CALL AND PLEDGE OF ALLEGIANCE

APPROVAL OF MEETING MINUTES

Motion to approve Board Meeting Minutes for February 6, 2007 and February 13, 2007.

AGENDA CHANGES

COMMUNICATIONS

Note: Each item on the Consent or Regular agenda may include the following documents:

1) Legislation
2) Budget Analyst report
3) Legislative Analyst report
4) Department or Agency cover letter and/or report
5) Public correspondence

These items will be available for review at City Hall, Room 244, Reception Desk.

SPECIAL ORDER 2:00 P.M. - Mayor's Appearance Before The Board

(This item will be read at the third regularly scheduled Board meeting of every month)

The following is a time dedicated for the Mayor to discuss with the Board of Supervisors issues pertaining to the governance of the City and County of San Francisco. The Board of Supervisors offers this time for dialogue on the third regularly scheduled Board meeting of every month pursuant to the will of the voters as expressed in Proposition I in November of 2006.

Should the Mayor fail to appear after five minutes of the item being called, the Clerk shall remove the item from the Board's agenda, and the item shall not be considered by the Board. Should the Mayor appear and the Board therefore consider this item, public comment for this item will take place during public comment.

CONSENT AGENDA

All matters listed hereunder constitute a Consent Agenda, are considered to be routine by the Board of Supervisors and will be acted upon by a single roll call vote of the Board. There will be no separate discussion of these items unless a member of the Board so requests, in which event the matter shall be removed from the Consent Agenda and considered as a separate item.

Items 1 through 12

Recommendations of the Budget and Finance Committee

Present: Supervisors Daly, Ammiano, Dufty

1. 061533 **[Sale of Vacant City Property on Alemany Boulevard near Ocean Avenue]**
Supervisors Sandoval, Peskin, Daly, Mirkarimi, Dufty
Ordinance ordering the sale of City-owned property located on Alemany Boulevard, between Ocean Avenue and Onondaga Avenue, commonly known as Assessor's Block Number 6954, Lot 11C; adopting findings pursuant to the California Environmental Quality Act; adopting findings that the sale is consistent with the City's General Plan and Eight Priority Policies of City Planning Code Section 101.1; adopting findings that Administrative Code Chapter 23A does not apply to such sale; and authorizing other actions in furtherance of this ordinance.

2/27/2007, CONTINUED. Supervisors Dufty and Mirkarimi added as co-sponsors.

Continued to March 6, 2007.
3/6/2007, PASSED ON FIRST READING.
Question: Shall this Ordinance be FINALLY PASSED?

Present: Supervisors Daly, Ammiano

2. 061534 **[Appropriating $850,000 of Property Sale Proceeds for Homeless and Low-Income Housing to the Mayor's Office of Housing for Fiscal Year 2006-2007]**
Supervisors Sandoval, Peskin, Daly, Dufty, Mirkarimi
Ordinance appropriating $850,000 from the Sale of Surplus Property for Homeless and Low-Income Housing in the Mayor's Office of Housing for Fiscal Year 2006-2007.
(Fiscal Impact.)

2/27/2007, CONTINUED. Supervisors Dufty and Mirkarimi added as co-sponsors.

Continued to March 6, 2007.
3/6/2007, PASSED ON FIRST READING.
Question: Shall this Ordinance be FINALLY PASSED?

Present Supervisors Daly, Ammiano, Dufty

3. 070177 **[Appropriating $1,344,490 for Geneva Avenue Car Barn Repairs and Alemany Boulevard Greening Projects in Recreation and Park and Public Works for Fiscal Year 2006-2007]**
Supervisors Daly, Sandoval, Dufty, Ammiano, Mirkarimi
Ordinance appropriating $1,074,490 of Capital & One-Time Spending Rainy Day Reserve and $270,000 of Recreation and Park Savings Incentive Reserve to support $1,044,490 for repairs to the Geneva Avenue Car Barn in the Department of Recreation and Park and $300,000 for Alemany Boulevard greening projects in the Department of Public Works for Fiscal Year 2006-2007.
(Fiscal Impact.)

2/27/2007, AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE. Supervisor Mirkarimi added as a co-sponsor.
2/27/2007, CONTINUED AS AMENDED.
Continued to March 6, 2007 to be heard as a committee of the whole.
3/6/2007, PASSED ON FIRST READING.
Question: Shall this Ordinance be FINALLY PASSED?

Recommendation of the City Operations and Neighborhood Services Committee

Present: Supervisors McGoldrick, Alioto-Pier, Jew

4. 061646 **[Recreation and Park-Prohibition of alcoholic beverages in South Park]**
Supervisor Daly
Ordinance amending the San Francisco Park Code Sec. 4.10 to prohibit the consumption of alcoholic beverages in South Park.

3/6/2007, PASSED ON FIRST READING.
Question: Shall this Ordinance be FINALLY PASSED?

Recommendations of the Government Audit and Oversight Committee

Present: Supervisors Elsbernd, Daly

5. 070090 **[Police Charity Audits]**
Supervisor Peskin
Ordinance amending the San Francisco Police Code Section 660.4-1 requiring the Controller to audit financial statements of charitable organizations submitted pursuant to Section 660.3(e) of the Police Code.

3/6/2007, PASSED ON FIRST READING.
Question: Shall this Ordinance be FINALLY PASSED?

Present: Supervisors Elsbernd, Alioto-Pier, Daly

6. **070136** **[Appropriation of Assessments Levied for Three Business Improvement Districts Established During Fiscal Year 2006-2007]**

Supervisor Peskin

Ordinance amending the Fiscal Year 2006-2007 Annual Appropriation Ordinance by adding Section 30.7, to appropriate revenues collected from special assessments for disbursement to the respective nonprofit owners' associations for administration of the three property and/or business-based business improvement districts established in San Francisco during Fiscal Year 2006-2007 (i.e., the Fillmore Jazz, Central Market, and Fisherman's Wharf Portside Community Benefit Districts), for authorized purposes.

3/6/2007, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendations of the Land Use and Economic Development Committee

Present: Supervisors Maxwell, Sandoval, McGoldrick

7. **060640** **[Zoning Map Amendment, vacant lot, Alemany Blvd. between Ocean and Onondaga Avenues]**

Supervisors Sandoval, Peskin

Ordinance amending the San Francisco Planning Code by amending Sheet 11 of the Zoning Map of the City and County of San Francisco to change the use designation of Lot 11C in Assessor's Block 6954 from RH-1 (One-Family) to NC-3 (Moderate-Scale Neighborhood Commercial District); adopting findings, including environmental findings and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1(b).

1/23/2007, RE-REFERRED to Land Use and Economic Development Committee.

3/6/2007, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

8. **061480** **[Zoning Map Amendment for 915 Cayuga Avenue]**

Ordinance amending the San Francisco Planning Code by amending Sheet 11 of the Zoning Map of the City and County of San Francisco in order to shift a zoning district boundary which is located entirely within Assessor's Block 6954 Lot 033 and which divides an RH-1 (Residential, House, One Family) District from an NC-3 (Neighborhood Commercial, Moderate Scale) District approximately 20 feet in a northwesterly direction to increase the portion of the lot that is zoned NC-3; adopting findings, including environmental findings and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1(b).
(Planning Department)

1/23/2007, RE-REFERRED to Land Use and Economic Development Committee.

3/6/2007, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendations of the Rules Committee

Present: Supervisors Ammiano, Elsbernd, Peskin

9. 070006 **[Appointment - Shelter Monitoring Committee]**

Resolution appointing Diana Greer, term ending November 23, 2008, to the Shelter Monitoring Committee.

Diana Greer, succeeding Keith Kemp, term expired, seat 5, must be selected from a list of candidates that are nominated by non-profit agencies that provide advocacy or organizing services to homeless people and be homeless or formerly homeless, for the unexpired portion of a two-year term ending November 23, 2008.

Question: Shall this Resolution be ADOPTED?

10. 070234 **[Appointment - Veterans Affairs Commission]**

Resolution appointing Jill Buck, term ending January 31, 2010, Edwin Wilkerson, Bud Wilson and Regalado Baldonado, terms ending January 21, 2011, to the Veterans Affairs Commission; residency requirement waived.

Jill Buck, succeeding herself, term expired, seat 5, must be a woman veteran, for the unexpired portion of a four-year term ending January 31, 2010;
Edwin Wilkerson, succeeding Ralph Gibson, Sr., term expired, seat 7, must be a person who served in the Armed Forces of the United States of America and is suffering under a physical disability arising from that service, in accordance with the definitions applied in such cases by the Veterans' Administration, for a new four-year term ending January 31, 2011;
Bud Wilson, succeeding himself, term expired, seat 8, must be an at-large appointment, for a new four-year term ending January 31, 2011;
Regalado Baldonado, succeeding Edwin Wilkerson, term expired, seat 11, must be an at-large appointment, for a new four-year term ending January 31, 2011.

Question: Shall this Resolution be ADOPTED?

11. 070236 **[Appointment - In-Home Supportive Services Public Authority]**

Resolution appointing Elizabeth Grigsby, term ending March 1, 2010, to the In-Home Supportive Services Public Authority.

Elizabeth Grigsby, succeeding herself, seat 9, term expiring March 1, 2007, must be a member of the Mayor's Disability Council, recommended to the Board by the Council, for a new three-year term ending March 1, 2010.

Question: Shall this Resolution be ADOPTED?

12. 070238 **[Appointment - Foster Care Improvement Task Force]**

Resolution appointing Toni Heineman, term ending August 31, 2007, to the Foster Care Improvement Task Force.

Toni Heineman, new appointment, seat 2, must be a representative of a neighborhood organization from Potrero Hill, for the unexpired portion of a two-year term ending August 31, 2007.

Question: Shall this Resolution be ADOPTED?

Questions on the Consent Agenda are on final passage, first reading, or adoption, as indicated: _____

REGULAR AGENDA

UNFINISHED BUSINESS

From the Clerk

(Only one of the following two motions should be approved.)

13. **070152** **[Affirming certification of San Francisco Marina Renovation FEIR]**
Motion affirming the certification by the Planning Commission of the Final Environmental Impact Report for the San Francisco Marina Renovation Project.
(Clerk of the Board)

2/27/2007, CONTINUED. Continued to March 13, 2007.
Question: Shall this Motion be APPROVED?

14. **070153** **[Disapproving certification of San Francisco Marina Renovation FEIR]**
Motion disapproving the certification by the Planning Commission of the Final Environmental Impact Report for the San Francisco Marina Renovation Project Project.

2/27/2007, CONTINUED. Continued to March 13, 2007.
Question: Shall this Motion be APPROVED?

15. **070154** **[Preparation of findings to disapprove certification of San Francisco Marina Renovation FEIR]**
Motion directing the Clerk of the Board to prepare findings disapproving the certification by the Planning Commission of the Final Environmental Impact Report for the San Francisco Marina Renovation Project FEIR.
(Clerk of the Board)

2/27/2007, CONTINUED. Continued to March 13, 2007.
Question: Shall this Motion be APPROVED?

Recommendation of the City Operations and Neighborhood Services Committee

Present: Supervisors McGoldrick, Alioto-Pier, Jew

16. 070083 **[Public Works Construction - Use of Recycled Content Materials]**

Supervisor McGoldrick

Ordinance amending Chapter 6 of the Administrative Code by amending Section 6.4 to require recycled content materials to be used in public works and improvements to the maximum extent feasible.

3/6/2007, AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE.

3/6/2007, PASSED ON FIRST READING AS AMENDED.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendations of the Land Use and Economic Development Committee

Present: Supervisors Maxwell, Sandoval, McGoldrick

17. 070126 **[Wild parrots of Telegraph Hill - Tree preservation adjacent to 233 Greenwich Street]**

Supervisor Dufty

Ordinance waiving certain provisions of Public Works Code Section 809 to assume responsibility for the preservation of two (2) Monterey Cypress trees adjacent to 233 Greenwich Street (Assessor's Block 85, Lot 32) that provide habitat for the wild parrots of Telegraph Hill, including pruning and removal as set forth herein, imposing specified tree replanting requirements on the property owner of 233 Greenwich Street in furtherance of Public Works Code Section 809's tree replacement provisions; authorizing the Director of Public Works to enter into a sole source agreement with Ted Kipping, Tree Shapers, LLC, for professional services relating to the pruning of said trees; accepting a gift from the Northeast San Francisco Conservancy to offset the cost of pruning the trees; and authorizing official acts in connection thereto.

3/6/2007, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

18. 070259 **[2007 and 2008 condominium conversion lottery]**

Supervisor McGoldrick

Ordinance amending the Subdivision Code by authorizing conversion of three (3) additional units to account for all buildings selected as winners in the 2007 condominium conversion lottery and deleting three (3) units from the 2008 condominium conversion lottery so that the 2008 lottery consists of 197 total units; and making environmental findings.

3/6/2007, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

NEW BUSINESS

Recommendations of the Budget and Finance Committee

Present: Supervisors Daly, Ammiano, Dufty, Mirkarimi

19. 061432 [Clean Construction Ordinance]

Supervisors Maxwell, Daly

Ordinance amending the Administrative Code to add Section 6.25 to require City Contractors to adopt clean construction practices including biodiesel fuel and emissions controls within eighteen months; amending the Administrative Code to add Section 6.67 to allow City departments that are authorized to award public works contracts to compare bids on the basis of clean construction practices; and amending the Environment Code to add Section 411 to authorize the Department of the Environment to assist local businesses with off-road construction equipment in applying for funding to retrofit or replace such equipment and to require annual reporting, and making findings, including environmental findings.

(Fiscal impact.)

12/12/2006, SUBSTITUTED. Supervisor Maxwell submitted a substiture ordinance bearing new title.

Question: Shall this Ordinance be PASSED ON FIRST READING?

20. 070209 [Public Employment and Accept-Expend State Grant - Sheriff's Department project to address the needs of mentally ill offenders in the jails]

Supervisor Dufty

Ordinance amending Ordinance No. 203-06 (Annual Salary Ordinance 2006-2007) to reflect the addition of a 2932 Senior Psychiatric Social Worker in the Department of Public Health and a 8444 Deputy Probation Officer in the Adult Probation Department, and authorizing the Sheriff's Department to accept and expend an 18-month grant in the amount of $995,128 from the Corrections Standards Authority for the Mentally Ill Offenders Crime Reduction (MIOCR) Grant Program, and waiving indirect costs.

(Fiscal impact.)

Question: Shall this Ordinance be PASSED ON FIRST READING?

21. 070103 [Airport Concession Lease]

Resolution approving Amendment No. 4 to the Travelex America Inc. Lease Agreement for Foreign Currency Exchange in the New International Terminal Building and Existing Terminal Buildings at San Francisco International Airport Lease No. 99-0449 between Travelex America Inc. and the City and County of San Francisco, acting by and through its Airport Commission.

(Airport Commission)

Question: Shall this Resolution be ADOPTED?

22. 070140 **[Designation of MuniServices, LLC ("Contractor") as City's Authorized Representative in Sales and Use Tax Records Examination]**
Resolution Designating MuniServices, LLC ("Contractor") as the City and County of San Francisco's Authorized Representative in Sales and Use Tax Records Examination.
(Controller)

Question: Shall this Resolution be ADOPTED?

23. 070257 **[Accept-Expend Federal and State Grants - Department of Public Works]**
Supervisors Daly, Dufty
Resolution authorizing the Department of Public Works to accept and expend a federal grant in the amount of $1,327,950 and a state grant in the amount of $172,050 from the Metropolitan Transportation Commission for the Valencia Streetscape Improvements Project.

Question: Shall this Resolution be ADOPTED?

24. 070258 **[Accept-Expend Federal and State Grants - Department of Public Works]**
Supervisor Maxwell
Resolution authorizing the Department of Public Works to accept and expend a federal grant in the amount of $1,559,899 and a state grant in the amount of $202,101 from the Metropolitan Transportation Commission for the Leland Avenue Streetscape Improvements Project.

Question: Shall this Resolution be ADOPTED?

25. 070261 **[Authorizing the Director of Public Works or his or her designee to execute Master Agreements, Program Supplemental Agreements, Fund Exchange Agreements, Fund Transfer Agreements and any amendments thereto with the California Department of Transportation]**
Mayor
Resolution authorizing the Director of Public Works or his or her designee to execute Master Agreements, Program Supplemental Agreements, Fund Exchange Agreements, Fund Transfer Agreements and any amendments thereto with the California Department of Transportation.

Question: Shall this Resolution be ADOPTED?

Recommendation of the Government Audit and Oversight Committee

Present: Supervisors Elsbernd, Alioto-Pier, Daly

26. 070080 **[Prohibiting mobile catering trucks from operating near public schools]**
Supervisors Elsbernd, Maxwell, Dufty
Ordinance amending the San Francisco Police Code to prohibit operators of mobile catering vehicles from selling within 1500 feet of a public middle school, junior high school, or high school.

Question: Shall this Ordinance be PASSED ON FIRST READING?

Recommendations of the Land Use and Economic Development Committee

Present: Supervisors Maxwell, Sandoval, McGoldrick

27. 070223 **[Changing the official sidewalk width - Folsom Street]**
Ordinance amending Ordinance No. 1061 entitled "Regulating the Width of Sidewalks" by adding thereto Section 1573 to change the official sidewalk width on the northerly side of Folsom Street easterly of 8th Street; making findings pursuant to the General Plan and Planning Code Section 101.1; and requiring relocation, modification, or both of facilities affected by the sidewalk width change.
(Public Works Department)

Question: Shall this Ordinance be PASSED ON FIRST READING?

28. 070224 **[Changing the official sidewalk width - Stockton Street]**
Ordinance amending Ordinance No. 1061 entitled "Regulating the Width of Sidewalks" by adding thereto Section 1571 to change the official sidewalk widths on the westerly side of Stockton Street between Geary and Ellis Streets; making findings pursuant to the General Plan and Planning Code Section 101.1; and requiring relocation, modification, or both of facilities affected by the sidewalk width change.
(Public Works Department)

Question: Shall this Ordinance be PASSED ON FIRST READING?

29. 070220 **[Urging The Planning Commission to initiate and recommend an amendment to the Housing Element of the General Plan]**
Supervisor McGoldrick
Resolution urging the Planning Department, Mayor's Office of Housing and relevant City Departments to initiate and recommend amendments to the Housing Element of the General Plan to evaluate the expansion of the Residential Inclusionary Affordable Housing Program to housing developments of all sizes.

2/27/2007, REFERRED to Land Use and Economic Development Committee. Supervisor Elsbernd requested that this matter be referred to committee.

Question: Shall this Resolution be ADOPTED?

Recommendations of the Rules Committee

Present: Supervisors Ammiano, Elsbernd, Peskin

30. 070076 **[Appointing Road Commissioner - Fred V. Abadi, Ph.D]**
Mayor
Ordinance appointing Fred V. Abadi, Ph.D., Director of Public Works, Road Commissioner for the City and County of San Francisco, and repealing Ordinance 18-02.

Question: Shall this Ordinance be PASSED ON FIRST READING?

31. 070237 **[Appointment - Western SoMa Citizens' Planning Task Force]**
Resolution appointing Luke Lightning, Matthew Furey and Catherine Ann Swineford, terms ending November 23, 2007, to the Western SoMa Citizens' Planning Task Force.
Luke Lightning, succeeding Robert Rhine, seat 2, must be a resident of western SoMa for less than three years, for the unexpired portion of a three-year term ending November 23, 2007.
Matthew Furey, succeeding Mark Vernon, resigned, seat 5, must be raising a family in western SoMa, for the unexpired portion of a three-year term ending November 23, 2007.
Catherine Ann Swineford, new appointment, seat 23, must be a person representing the interests of homeless individuals, for the unexpired portion of a three-year term ending November 23, 2007.

Question: Shall this Resolution be ADOPTED?

Present: Supervisors Ammiano, Elsbernd

32. 070233 **[Appointment to San Francisco LAFCO]**
Motion appointing Supervisor Jake McGoldrick, term ending February 20, 2011, to the San Francisco Local Agency Formation Commission.

Question: Shall this Motion be APPROVED?

SPECIAL ORDER 3:30 P.M - Recognition of Commendations

SPECIAL ORDER 4:00 P.M.

APPEAL PROCEDURES
Board Rule 4.29 provides that public hearings on appeals shall be scheduled for 4pm. If more than one public hearing is scheduled, then the Clerk, in consultation with the President, may determine the order in which the appeals will be scheduled. Second and later appeals may be scheduled at specified times later than 4 pm. An appeal shall not be heard prior to its scheduled time on the calendar, and it may not be called until the Board's consideration of appeals scheduled earlier on the calendar is completed. It is the policy of the Clerk of the Board to schedule multiple appeals in the following order at 4pm:

1. *Appeals where all parties have agreed to request a continuance or a tabling of the appeal.*
2. *Continued appeals from previous Board meetings (continued appeals will be listed in order of those closest to deadlines for Board decision).*
3. *Appeals appearing on the calendar for the first time, in chronological order of receipt by the Clerk.*
4. *Multiple appeals appearing on the calendar may be staggered at times specific, beginning at 4pm.*
5. *Appeals involving participants who have ADA considerations may be set for specific times beginning at 4pm.*

33. 070155 [Public Hearing - Appeal of Categorical Exemption from Envrionmental Review for 869 North Point Street]

Hearing of persons interested in or objecting to the decision of the Planning Department dated November 2, 2006(Case No. 2005.0399E), exempting from environmental review under Categorical Exemption, [State CEQA Guidelines, Section(s) 15301 and 15303; Class Number(s): 1 and 3]. The proposal would demolish a vacant two-story, single-family residential building and construct a three-story with mezzanine, three-family residential building measuring approximately 6,000 gross-square-feet (gsf), and three off-street parking spaces in a surface level garage, located at 869 North Point Street (Assessor's Block 0026/Lot 019B) is 3,437.5 square feet in size and located in the Russian Hill Neighborhood. The project site is zoned RH-3 (Residential House District, Three-Family) and within a 40-X Height and Bulk district. (Appellant: Roland Salvato on behalf of the Aquatic Park Neighbors)

(Filed January 31, 2007; companion measure to Files 070155, 070156, 070157, 070158, District 2.)

Action:_____

Pursuant to Government Code Section 65009, the following notice is hereby given: if you challenge, in court, the categorical exemption from environmental review described above, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the Board of Supervisors at, or prior to, the public hearing.

(Only one of the following two motions should be approved.)

34. 070156 **[Affirming the categorical exemption issued for the 869 North Point project.]**
Motion affirming the determination by the Planning Department that the 869 North Point project is categorically exempt from environmental review under the California Environmental Quality Act.

Question: Shall this Motion be APPROVED?

35. 070157 **[Disapproving the categorical exemption issued for the 869 North Point project]**
Motion disapproving the determination by the Planning Department that the 869 North Point project is categorically exempt from environmental review under the California Environmental Quality Act.

Question: Shall this Motion be APPROVED?

36. 070158 **[Preparation of findings related to the 869 North Point project]**
Motion directing the Clerk of the Board to prepare findings related to the appeal of the determination by the Planning Department that the project at 869 North Point Street is exempt from environmental review under the California Environmental Quality Act.

Question: Shall this Motion be APPROVED?

SPECIAL ORDER 4:30 P.M.

37. **070163** **[Public Hearing - Appeal of Categorical Exemption from Environmental Review for 120 Howard Street]**

Hearing of persons interested in or objecting to the decision of the Planning Department dated December 28, 2006 (Case No. 2006.0616E), exempting from environmental review under Categorical Exemption Class 32, [State Guidelines, Section 15332]. The proposal would construct an approximately 67,310 gross-square-foot (gsf) vertical addition to an existing 134,933 gsf, eight-story office building with ground floor retail uses, a partial 9th floor penthouse and an attached garage with approximately 70 off-street parking spaces. The vertical addition would fill in the 9th floor and add three new stories increasing the height of the building by 56 feet from 103'6" to 159'6", located at 120 Howard Street (Assessor's Block 3717, Lot 019). The project site is located within the C-3-O (Downtown Office) and the C-3-O(SD) (Downtown Office - Special Development) zoning district and within a 200-S height and bulk district. (Appellant: Margo N. Bradish)

(Filed February 1, 2007; companion measure to Files 070163, 070164, 070165, 070166, District 6.)

Action:_____

Pursuant to Government Code Section 65009, the following notice is hereby given: if you challenge, in court, the categorical exemption from environmental review described above, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the Board of Supervisors at, or prior to, the public hearing.

(Only one of the following two motions should be approved.)

38. **070164** **[Affirming the categorical exemption issued for the 120 Howard Street project]**

Motion affirming the determination by the Planning Department that the 120 Howard Street project is categorically exempt from environmental review under the California Environmental Quality Act.

Question: Shall this Motion be APPROVED?

39. **070165** **[Disapproving the categorical exemption issued for the 120 Howard Street project]**

Motion disapproving the determination by the Planning Department that the 120 Howard Street project is categorically exempt from environmental review under the California Environmental Quality Act.

Question: Shall this Motion be APPROVED?

40. **070166** **[Preparation of findings related to the 120 Howard Street project]**

Motion directing the Clerk of the Board to prepare findings related to the appeal of the determination by the Planning Department that the project at 120 Howard Street is exempt from environmental review under the California Environmental Quality Act.

Question: Shall this Motion be APPROVED?

COMMITTEE REPORTS

Reports from committees, if any, recommending emergency or urgent measures.

The following item will be considered by the Budget and Finance Committee at a Special Meeting on Monday, March 12, 2007, at 1:00 p.m. The Chair intends to request the Committee to send the following item to the Board as a committee report on Tuesday, March 13, 2007.

41. 070305 **[Urging the United States Congress to Secure the Immediate and Safe Withdrawal of U.S. Troops from Iraq]**

Supervisors Daly, Ammiano, Dufty, Mirkarimi

Resolution calling upon the United States Congress to exercise its constitutional authority to revoke the United States' commitment of military forces in Iraq and to secure the immediate, safe and orderly withdrawal of all our troops from Iraq.

Question: Shall this Resolution be ADOPTED?

The following item will be considered by the Public Safety Committee at a Regular Meeting on Monday, March 12, 2007, at 10:00 a.m. The Chair intends to request the Committee to send the following item to the Board as a committee report on Tuesday, March 13, 2007.

42. 070268 **[Accept-Expend State Grant - Sheriff's Department project to address the needs of prisoners reentering the community]**

Supervisors Maxwell, Daly, Mirkarimi

Resolution authorizing the Sheriff's Department to apply for, accept and expend $708,333 in funds from the Division of Community Partnerships through the Intergovernmental Partnership (IGP) Grant Program to fund the implementation and expansion of innovative programs designed to reduce recidivism and prevent community victimization; waiving any indirect costs.

Question: Shall this Resolution be ADOPTED?

43. ROLL CALL FOR INTRODUCTIONS

Roll call for introduction of ordinances, resolutions, charter amendments, requests for hearings, letters of inquiry, letters of request to the City Attorney and Board Members' reports on their regional body activities.

44. PUBLIC COMMENT

An opportunity for members of the public to directly address the Board on items of interest to the public that are within the subject matter jurisdiction of the Board, including items being considered today which have not been considered by a Board committee and excluding items which have been considered by a Board committee. Members of the public may address the Board for up to three minutes. Each member of the public will be allotted the same number of minutes to speak, except that public speakers using translation assistance will be allowed to testify for twice the amount of the public testimony time limit. If simultaneous translation services are used, speakers will be governed by the public testimony time limit applied to speakers not requesting translation assistance. The President or the Board may limit the total testimony to 30 minutes.

Members of the public who want a document placed on the overhead for display should clearly state such and subsequently remove the document when they want the screen to return to live coverage of the meeting.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures are introduced for adoption without committee reference. A unanimous vote is required for adoption of a resolution today. Any Supervisor may require any resolution to go to committee.

Items 45 through 48

45. 070319 **[Resolution endorsing the United Nations principle of the responsibility to protect.]**
Supervisors Dufty, Peskin, Mirkarimi, Alioto-Pier, Maxwell
Resolution endorsing the United Nations principle of the responsibility to protect.

3/6/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

46. 070320 **[Supporting AB43 - Religious Freedom and Civil Marriage Act]**
Supervisors Ammiano, Dufty
Resolution urging the California Assembly and Senate and the Governor of California to support Assembly Bill 43 (AB43), the "Religious Freedom and Civil Marriage Act", which defines marriage as a civil contract between two people.

3/6/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

47. 070321 **[Resolution of the City and County of San Francisco supporting a Federal Department of Peace and Nonviolence.]**
Supervisors Alioto-Pier, Ammiano, Dufty, Mirkarimi
Resolution supporting the establishment of a Federal Department of Peace and Nonviolence.

3/6/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

48. 070290 **[Final Map - 565 Arguello Boulevard]**
Motion approving Final Map No. 4067, a 5 Unit Residential Condominium Project, located at 565 Arguello Boulevard being a subdivision of Lot 13 in Assessors Block No. 1543 and adopting findings pursuant to the General Plan and City Planning Code Section 101.1
(Public Works Department)

3/1/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

*Questions on the For Adoption Without Committee Reference Agenda:*_____

49. IMPERATIVE AGENDA

Resolution(s), if any, to be adopted within limits imposed by the Sunshine Ordinance and the Ralph M. Brown Act introduced today, not on the printed agenda. For such resolutions to be considered, the Board must first adopt the Serious Injury Finding or the Purely Commendatory Finding and the Brown Act Finding. Each motion requires 8 votes or a unanimous 6 or 7. A unanimous vote is required for the resolution(s).

[Serious Injury Finding]
Motion that the Board find that for the resolution(s) being considered at this time "the need to take action is so imperative as to threaten serious injury to the public interest if action is deferred to a later meeting."

[Purely Commendatory Finding]
Motion that the Board find that the resolution(s) being considered at this time are purely commendatory.

[Brown Act Finding]
Motion that the Board find by roll call vote that for the resolutions being considered at this time there is a need to take immediate action and the need to take action came to the attention of the City and County of San Francisco after the agenda was posted.

OFF-AGENDA LEGISLATION

PROPOSED ORDINANCES

Proposed ordinances received from February 27, 2007 through March 5, 2007, for reference by President to appropriate committee on March 13, 2007.

070293 **[Settlement of Lawsuit - Marnie Carter]**
Ordinance authorizing settlement of the lawsuit filed by Marnie Carter against the City and County of San Francisco for $100,000; the lawsuit was filed on March 30, 2005 in San Francisco Superior Court, Case No. 439-948; entitled Marnie Carter, et al., v. City and County of San Francisco, et al.
(City Attorney)

2/28/2007. RECEIVED AND ASSIGNED to Rules Committee.

070294 **[Settlement of Lawsuit - Adrienne Hogan]**
Ordinance authorizing the settlement of a lawsuit filed by Adrienne Hogan against the City and County of San Francisco for $50,000.00 (fifty thousand dollars); the lawsuit was filed on September 19, 2005, in San Francisco Superior Court, Case No. 444952, entitled Adrienne Hogan v. City and County of San Francisco et al.
(City Attorney)

2/28/2007, RECEIVED AND ASSIGNED to Rules Committee.

070295 **[Settlement of Lawsuit - Hattie Finn-Carter]**
Ordinance authorizing the settlement of a lawsuit filed by Hattie Finn-Carter against the City and County of San Francisco, Public Utilities Commission, Kevin Lyons, Dan Gilman, and Michael Saldanha for $70,000.00 (seventy thousand dollars); the lawsuit was filed on February 13, 2006, in United States District Court for the Northern District of California, Case No. 06-1067, entitled Hattie Finn-Carter v. City and County of San Francisco, Public Utilities Commission, Kevin Lyons, Dan Gilman, and Michael Saldanha.
(City Attorney)

2/28/2007, RECEIVED AND ASSIGNED to Rules Committee.

070296 **[Appropriating $4,440,000 of General Fund Reserve funding for County Jail No. 3 Construction Project legal costs]**
Ordinance appropriating $4,440,000 of General Fund Reserve funding for litigation expenses related to the County Jail No. 3 Replacement Project for Sheriff's Office through the Department of the Public Works to work order for legal services with the City Attorney's Office.
(Sheriff)

2/28/2007, RECEIVED AND ASSIGNED to Budget and Finance Committee.

PROPOSED RESOLUTIONS

Proposed resolutions received from February 27, 2007 through March 5, 2007, for reference by President to appropriate committee on March 13, 2007.

070141 **[Three Month Extension of Tolling Agreement]**
Resolution approving a three month extension of mutual tolling agreement between the City of Daly City ("Daly City") and the City and County of San Francisco ("San Francisco").
(City Attorney)

1/29/2007, RECEIVED AND ASSIGNED to Rules Committee.
3/6/2007, SUBSTITUTED. City Attorney's Office submitted a substitute resolution bearing new title.
3/6/2007, ASSIGNED to Rules Committee.

070292 **[Contract with Anticipated Expenditure in Excess of $10 Million]**
Resolution approving an Agreement between the City and County of San Francisco (Purchaser) and Sunset Scavenger, Golden Gate Disposal & Recycling Company, and SF Recycling & Disposal Company, Inc. (Contractors) for refuse services, resulting in total compensation to the Contractors in an amount not to exceed $23,500,000, pursuant to San Francisco Charter Section 9.118(b).
(City Administrator)

2/28/2007, RECEIVED AND ASSIGNED to Budget and Finance Committee.

070298 **[Airport Commission Declaration of Emergency Contract Pursuant to Section 21.15 of the San Francisco Administration Code]**
Resolution concurring with the Airport Commission's Declaration of Emergency in response to the Transportation Security Administration's Security Directive 1542-06-01B requiring immediate additional screening of materials in the sterile areas of the Airport and approving the contract between the Airport Commission and Primeflight Aviation Services, Inc.
(Airport Commission)

3/1/2007, RECEIVED AND ASSIGNED to Budget and Finance Committee.

070299 **[Ten Year Capital Expenditure Plan]**

Resolution adopting the City's ten year capital expenditure plan for fiscal years 2008-2017. (City Administrator)

3/5/2007, RECEIVED AND ASSIGNED to Budget and Finance Committee.

070337 **[Petitions and Communications]**

Petitions and Communications received from February 27, 2007 through March 5, 2007 for reference by the President to March 13, 2007.

From Police Department, submitting request for a hearing to consider the release of reserved funds in the amount of $1,540,000 for the purpose of supporting the department's violence reduction efforts. (1)

From Mayor's Office of Economic and Workforce Development, submitting request for hearing in the Budget & Finance Committee in order that funds placed in reserve be released and allocated. (2)

From Office of the Mayor, submitting notice of appointment of Linda Cheu to the Redevelopment Agency replacing Commissioner Benny Yee. (3)

From Office of the Controller Financial Audits Division, submitting response to the recommendations of the Civil Grand Jury for Fiscal Years 2003-2004, 2004-2005 and 2005-2006. (4)

From Clerk of the Board, submitting notice to the Board of the Mayor's reappointment of Patricia Breslin to the Taxi Commission. (5)

From concerned citizens, submitting support to implement Community Choice energy in San Francisco. File 070112, 51 letters (6)

From Mike Vandeman, Ph.D, regarding mountain biking on Mt. Sutro. (7)

From Office of the Clerk of the Board, submitting Form 700 Statement of Economic Interests from: (8)
Sean Elsbernd, Member of the Board of Supervisors
Sophie Maxwell, Member of the Board of Supervisors
Gloria L. Young, Clerk of the Board and LAFCo Executive Officer
Ohn Myint, Senior Accountant
Madeleine Licavoli, Deputy Director II
Erasmo Vazquez, IS Administrator III
Shauna Johnson, Legislative Analyst
Gabriel Cabrera, Legislative Analyst
Soleil Teubner, Legislative Assistant to Supervisor Michela Alioto-Pier
Alice Guidry, Legislative Assistant to Supervisor Sophie Maxwell
David Noyola, Legislative Assistant to Supervisor Aaron Peskin

From Mackenzie & Albritton, LLP, regarding interim moratorium on installation of microcell equipment. File 070217, Copy: Each Supervisor (9)

From Luce Forward, Attorneys at Law, requesting hearing continuance to 4/17/2007 for the Appeal of Determination of Exemption From Environmental Review for 120 Howard Street. File 070163. Copy: City Attorney (10)

From Commission on the Environment, submitting transmittal letter and Urban Forestry Council Resolutions approving landmark tree status for trees located at 1221 Stanyan Street and 730 – 28th Avenue. Copy: Each Supervisor (11)

From Dave Snyder, submitting opposition to reducing the cost of adult MUNI Fast Passes for 18-24 year olds. File 061565, Copy: Each Supervisor, 2 letters (12)

From Recreation and Park Department, regarding repair of the Dog Fountain, and the fountain above it, at Alamo Square. (Reference 20070130-001) (13)

From Stanley Sacharoff, commenting on AsianWeek's publishing of hate and racist material. File 070276, Copy: Each Supervisor, 3 letters (14)

From Mary Lou Gerstle, responding to Supervisor Jew's editorial in the SF Examiner regarding MUNI. Copy: Supervisor Jew (15)

From Daniel Konhauser, submitting opposition to the proposed Earthlink/Google WiFi contract. File 070077, Copy: Each Supervisor, 3 letters (16)

From Christian Holmer, regarding immediate disclosure requests from City departments. (17)

From Tony Haze, commenting on MUNI requiring passengers with FastPasses to board the vehicle from the front door. (18)

From Robert Hutchinson, commenting on pedestrian safety in San Francisco. (19)

From Human Rights Commission, submitting S.F. Administrative Code Chapters 12B and 14B Waiver Request Form (HRC Form 201) for the use of the Holiday Inn Civic Center to administer the E-125 and E-126, Q-2 Police Officer examination. (20)

From T. Nuyens, commenting on parking fines and fees. (21)

From Kathryn Woods, regarding 4 helicopters hovering over the Noe Valley neighborhood starting at about 6:00 a.m. on March 1, 2007. (22)

From Phoebe Williams, submitting to Heather Fong, Chief of Police, a suggestion of 24-hour security for Mayor Newsom. (23)

From Department of Elections, submitting notice of work with the City's lobbyist in tracking of Senate Bill 113 (Calderon): Establishing a February Primary in Years Divisible by Four for the Election of President and Vice President. (24)

From Department of Elections, submitting Supplemental Appropriation for Fiscal Year 2006 / 2007. Copy: Each Supervisor (25)

From Coalition for San Francisco Neighborhoods, regarding Appeal of Final Environmental Review for SF Marina Renovation Project at 3950 Scott Street; Certification of San Francisco Marina Renovation FEIR. File 070151, 070152, 070153, 070154, Copy: Each Supervisor (26)

From Department of Elections, submitting notice of release of $11,210 in reserve funds for the preparation and mailing of absentee ballots. (27)

From concerned tourist, commenting on the lack of information on parking signs that would inform out-of-towners that there are no exempt days for parking meters. Copy: Supervisor Peskin, Department of Parking and Traffic. (28)

From Abdalla Megahed, requesting a meeting with Mayor Newsom to discuss "Next Door" shelter's actions against the homeless. (29)

From Christian Holmer, commenting that DTIS is one of only two City departments refusing to respond to CPRA requests past due. (30)

From concerned citizens, submitting opposition to the 6-month trial closure of the East-end of JFK Drive on Saturdays. File 070269, Copy: Each Supervisor, 2 letters (31)

From European/American Issues Forum, submitting copy of "Open Letter" to the San Francisco Chronicle dated March 4, 2007 regarding forum held on AsianWeek race column. (32)

From concerned citizen, commenting on the estimated cost to the City for the redesign and reissue of new uniform patches within the Sheriff's department. Copy: Each Supervisor (33)

From Edi Matzel, commenting on police brutality within the SF Police Department. Copy: Each Supervisor (34)

From Tim Spirakes, commenting on the increasing number and volume of motorcycles with loud exhaust pipes. (35)

From Office of the Treasurer, submitting Portfolio Statistics from July 1, 2006 to February 28, 2007. (36)

From Office of Citizen Complaints, submitting 2005 Annual Report for the Office of Citizen Complaints. (37)

From Metropolitan Transportation Commission, submitting 2006 Annual Report for the Metropolitan Transportation Commission. (38)

From Abdalla Megahed, submitting notice that due to the lack of action taken by the Mayor's office regarding reported complaints against "Next Door" shelter management, he may have to take his concerns to the courts. (39)

From Legal Services for Prisoners with Children, submitting to Sheriff Michael Hennessey copy of a letter of concern regarding the effects of the current policy on families and friends of prisoners. (40)

From Office of the Controller/City Services Auditor, submitting to the Mayor's Office of Economic and Workforce Development, its audit report on the grant awarded to the Chinatown Neighborhood Association (CNA) to operate the Chinatown Night Market in 2005 and 2006. (41)

From Municipal Transportation Agency, regarding repainting the crosswalk at all four sections of the intersection of Hayes Street and Laguna Street in District 5. (Reference 20060912-001) Copy: Supervisor Mirkarimi (42)

From Ethics Commission, submitting copy of form SFEC-126: Notification of Contract Approval (S.F. Campaign and Governmental Conduct Code section 1.126). Copy: Each Supervisor (43)

From Municipal Transportation Agency, regarding status on the installation of vehicle speed reduction devices on Cerritos Avenue between Ocean Avenue and Junipero Serra. (Reference 20070213-014) Copy: Supervisor Elsbernd (44)

From Hayes Valley Neighborhood Association, urging the Board to approve the rescind of the existing Oak Street tow-away zone and to oppose the addition of a new zone on the North side of Oak Street. File 061694, Copy: Each Supervisor (45)

From Claudia M. Siefer, commenting on the use of plastic shopping bags in San Francisco. File 070085, Copy: Each Supervisor (46)

From Cereplast, Inc., submitting support for the Plastic Bag Reduction Ordinance. File 070085, Copy: Each Supervisor (47)

ADJOURNMENT

BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO

AGENDA

Legislative Chamber - Second Floor
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689
Tuesday, March 20, 2007 2:00 PM

Regular Meeting

SF
S93
M63
3/20/07

AARON PESKIN, PRESIDENT
MICHELA ALIOTO-PIER, TOM AMMIANO, CHRIS DALY,
BEVAN DUFTY, SEAN ELSBERND, ED JEW, SOPHIE MAXWELL,
JAKE McGOLDRICK, ROSS MIRKARIMI, GERARDO SANDOVAL

Gloria L. Young, Clerk of the Board

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BOARD COMMITTEES

Committee Membership	Meeting Days
Budget and Finance Committee Supervisors Daly, Ammiano, Dufty, Mirkarimi, Sandoval	Wednesday 1:00 PM
City and School District Select Committee Supervisors Dufty, Mirkarimi, Maxwell, Commissioners Kim, Mendoza, Wynns	1st and 3rd Thursday 3:30 PM
City Operations and Neighborhood Services Committee Supervisors McGoldrick, Alioto-Pier, Jew	2nd and 4th Thursday 1:00 PM
Government Audit and Oversight Committee Supervisors Elsbernd, Alioto-Pier, Daly	1st and 3rd Monday 10:00 AM
Land Use and Economic Development Committee Supervisors Maxwell, Sandoval, McGoldrick	Monday 1:00 PM
Public Safety Committee Supervisors Mirkarimi, Maxwell, Dufty	2nd and 4th Monday 10:00 AM
Rules Committee Supervisors Ammiano, Elsbernd, Peskin	1st and 3rd Thursday 10:00 AM

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First-named Supervisor/Commissioner is Chair, Second-named Supervisor/Commissioner is Vice-Chair, of the Committee.

Board Meeting Procedures

The Board of Supervisors is the Legislative Body of the City and County of San Francisco. The Board considers ordinances and resolutions, most of which have been the subject of hearings before the standing committees of the board at which members of the public are urged to testify. The full Board does not hold a second public hearing on measures which have been heard in committee.

Board procedures do not permit: 1) persons in the audience to vocally express support or opposition to statements by Supervisors or by other persons testifying; 2) ringing and use of cell phones, pagers and similar sound-producing electronic devices, (Violators may be removed from the meeting room.) 3) signs to be brought into the meeting or displayed in the room; and 4) standing in the Legislative Chamber.

Citizens are encouraged to testify at Board hearings and to write letters to the Board and to its members, City Hall, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102.

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AVISO EN ESPAÑOL: La solicitud para un traductor en una reunion debe recibirse antes de mediodia de el viernes anterior a la reunion. Llame a Erasmo Vazquez (415) 554-4909.

翻譯 *必須在會議前最少四十八小時提出要求*
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Disability Access

The Legislative Chamber and the Committee Room in City Hall are wheelchair accessible.

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There is accessible parking in the vicinity of City Hall at Civic Center Plaza and adjacent to Davies Hall and the War Memorial Complex. Accessible curbside parking is available on Dr. Carlton B. Goodlett Place and Grove Street.

In order to assist the City's efforts to accommodate persons with severe allergies, environmental illness, multiple chemical sensitivity or related disabilities, attendees at public meetings are reminded that other attendees may be sensitive to perfumes and various other chemical-based scented products. Please help the City to accommodate these individuals.

Know Your Rights Under the Sunshine Ordinance

Government's duty is to serve the public, reaching its decision in full view of the public. Commissions, boards, councils and other agencies of the City and County exist to conduct the people's business. This ordinance assures that deliberations are conducted before the people and that City operations are open to the people's review.

For information on your rights under the Sunshine Ordinance (Chapter 67 of the San Francisco Administrative Code) or to report a violation of the ordinance, contact Frank Darby by mail to Sunshine Ordinance Task Force, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco CA 94102, by phone at (415) 554-7724, by fax at (415) 554-7854 or by email at sotf@sfgov.org

Citizens may obtain a free copy of the Sunshine Ordinance by contacting Mr. Darby or by printing Chapter 67 of the San Francisco Administrative Code on the Internet, at http://www.sfgov.org/sunshine

Lobbyist Registration and Reporting Requirements

Individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [SF Campaign & Governmental Conduct Code Sec. 2.100] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the San Francisco Ethics Commission at 30 Van Ness Avenue, Suite 3900, San Francisco, CA 94102; telephone (415) 581-2300; fax (415) 581-2317; web site www.sfgov.org/ethics

ROLL CALL AND PLEDGE OF ALLEGIANCE

APPROVAL OF MEETING MINUTES

Motion to approve Board Meeting Minutes for February 27, 2007.

AGENDA CHANGES

COMMUNICATIONS

Note: Each item on the Consent or Regular agenda may include the following documents:

1) Legislation
2) Budget Analyst report
3) Legislative Analyst report
4) Department or Agency cover letter and/or report
5) Public correspondence

These items will be available for review at City Hall, Room 244, Reception Desk.

SPECIAL ORDER 2:00 P.M. - Mayor's Appearance Before The Board

(This item will be read at the third regularly scheduled Board meeting of every month)

The following is a time dedicated for the Mayor to discuss with the Board of Supervisors issues pertaining to the governance of the City and County of San Francisco. The Board of Supervisors offers this time for dialogue on the third regularly scheduled Board meeting of every month pursuant to the will of the voters as expressed in Proposition I in November of 2006.

Should the Mayor fail to appear after five minutes of the item being called, the Clerk shall remove the item from the Board's agenda, and the item shall not be considered by the Board. Should the Mayor appear and the Board therefore consider this item, public comment for this item will take place during public comment.

CONSENT AGENDA

All matters listed hereunder constitute a Consent Agenda, are considered to be routine by the Board of Supervisors and will be acted upon by a single roll call vote of the Board. There will be no separate discussion of these items unless a member of the Board so requests, in which event the matter shall be removed from the Consent Agenda and considered as a separate item.

Items 1 through 5

Recommendation of the Budget and Finance Committee

Present: Supervisors Daly, Ammiano, Dufty, Mirkarimi

1. **070209** **[Public Employment and Accept-Expend State Grant - Sheriff's Department project to address the needs of mentally ill offenders in the jails]**

Supervisor Dufty

Ordinance amending Ordinance No. 203-06 (Annual Salary Ordinance 2006-2007) to reflect the addition of a 2932 Senior Psychiatric Social Worker in the Department of Public Health and a 8444 Deputy Probation Officer in the Adult Probation Department, and authorizing the Sheriff's Department to accept and expend an 18-month grant in the amount of $995,128 from the Corrections Standards Authority for the Mentally Ill Offenders Crime Reduction (MIOCR) Grant Program, and waiving indirect costs.

(Fiscal impact.)

3/13/2007, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendation of the City Operations and Neighborhood Services Committee

Present: Supervisors McGoldrick, Alioto-Pier, Jew

2. **070225** **[Gift - Private, Department of Public Health, Community Behavioral Health Services]**

Resolution authorizing the Department of Public Health, Community Behavioral Health Services to retroactively accept a gift of Buprenorphine medication from Reckitt Benckiser Pharmaceuticals with an estimated monetary value of up to $300,000 for the period of January 1, 2007 through December 31, 2009 to expand Opiate Replacement Therapy services in San Francisco.

(Public Health Department)

Question: Shall this Resolution be ADOPTED?

Recommendations of the Land Use and Economic Development Committee

Present Supervisors Maxwell, Sandoval, McGoldrick

3. 070223 **[Changing the official sidewalk width - Folsom Street]**
Ordinance amending Ordinance No. 1061 entitled "Regulating the Width of Sidewalks" by adding thereto Section 1573 to change the official sidewalk width on the northerly side of Folsom Street easterly of 8th Street; making findings pursuant to the General Plan and Planning Code Section 101.1; and requiring relocation, modification, or both of facilities affected by the sidewalk width change.
(Public Works Department)

3/13/2007, PASSED ON FIRST READING. Finally Passed
Question: Shall this Ordinance be ~~PASSED ON FIRST READING?~~

4. 070224 **[Changing the official sidewalk width - Stockton Street]**
Ordinance amending Ordinance No. 1061 entitled "Regulating the Width of Sidewalks" by adding thereto Section 1571 to change the official sidewalk widths on the westerly side of Stockton Street between Geary and Ellis Streets; making findings pursuant to the General Plan and Planning Code Section 101.1; and requiring relocation, modification, or both of facilities affected by the sidewalk width change.
(Public Works Department)

3/13/2007, PASSED ON FIRST READING.
Question: Shall this Ordinance be FINALLY PASSED?

Recommendation of the Rules Committee

Present: Supervisors Ammiano, Elsbernd, Peskin

5. 070076 **[Appointing Road Commissioner - Fred V. Abadi, Ph.D]**
Mayor
Ordinance appointing Fred V. Abadi, Ph.D., Director of Public Works, Road Commissioner for the City and County of San Francisco, and repealing Ordinance 18-02.

3/13/2007, PASSED ON FIRST READING.
Question: Shall this Ordinance be FINALLY PASSED?

*Questions on the Consent Agenda are on final passage, first reading, or adoption, as indicated:*_____

REGULAR AGENDA

UNFINISHED BUSINESS

From the Clerk

6. **070152** **[Affirming certification of San Francisco Marina Renovation FEIR]**
Motion affirming the certification by the Planning Commission of the Final Environmental Impact Report for the San Francisco Marina Renovation Project.
(Clerk of the Board)

2/27/2007, CONTINUED. Continued to March 13, 2007.
3/13/2007, CONTINUED. Continued to March 20, 2007.
Question: Shall this Motion be APPROVED?

7. **070153** **[Disapproving certification of San Francisco Marina Renovation FEIR]**
Motion disapproving the certification by the Planning Commission of the Final Environmental Impact Report for the San Francisco Marina Renovation Project Project.

2/27/2007, CONTINUED. Continued to March 13, 2007.
3/13/2007, CONTINUED. Continued to March 20, 2007.
Question: Shall this Motion be APPROVED?

8. **070154** **[Preparation of findings to disapprove certification of San Francisco Marina Renovation FEIR]**
Motion directing the Clerk of the Board to prepare findings disapproving the certification by the Planning Commission of the Final Environmental Impact Report for the San Francisco Marina Renovation Project FEIR.
(Clerk of the Board)

2/27/2007, CONTINUED. Continued to March 13, 2007.
3/13/2007, CONTINUED. Continued to March 20, 2007.
Question: Shall this Motion be APPROVED?

Recommendations of the Budget and Finance Committee

Present: Supervisors Ammiano, Dufty, McGoldrick

9. 070022 **[Municipal Broadband]**
Supervisors McGoldrick, Mirkarimi, Ammiano, Daly
Resolution urging the City and County of San Francisco to weigh the costs and benefits of a Google/Earthlink provided wireless Internet, versus an autonomous Wireless connection created and maintained by the City and County of San Francisco itself.
(Supervisor Dufty dissented in Committee.)

2/13/2007, CONTINUED. Supervisor Daly added as a co-sponsor.

Continued to March 20, 2007.
Question: Shall this Resolution be ADOPTED?

Present: Supervisors Daly, Ammiano, Dufty, Mirkarimi

10. 061432 **[Clean Construction Ordinance]**
Supervisors Maxwell, Daly, Mirkarimi
Ordinance amending the Administrative Code to add Section 6.25 to require City Contractors to adopt clean construction practices including biodiesel fuel and emissions controls within eighteen months; amending the Administrative Code to add Section 6.67 to allow City departments that are authorized to award public works contracts to compare bids on the basis of clean construction practices; and amending the Environment Code to add Section 411 to authorize the Department of the Environment to assist local businesses with off-road construction equipment in applying for funding to retrofit or replace such equipment and to require annual reporting, and making findings, including environmental findings.
(Fiscal impact.)

12/12/2006, SUBSTITUTED. Supervisor Maxwell submitted a substiture ordinance bearing new title.

3/13/2007, CONTINUED. Supervisor Mirkarimi added as a co-sponsor.

Continued to March 20, 2007.
Question: Shall this Ordinance be PASSED ON FIRST READING?

Recommendation of the Government Audit and Oversight Committee

Present: Supervisors Elsbernd, Alioto-Pier, Daly

11. 070080 [Prohibiting mobile catering trucks from operating near public schools]
Supervisors Elsbernd, Maxwell, Dufty, Mirkarimi
Ordinance amending the San Francisco Police Code to prohibit operators of mobile catering vehicles from selling within 1500 feet of a public middle school, junior high school, or high school.

3/13/2007, AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE. Supervisor Mirkarimi added as a co-sponsor.

3/13/07 - Amendment of the whole bearing the same title.

3/13/2007, PASSED ON FIRST READING AS AMENDED.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendations of the Land Use and Economic Development Committee

Present: Supervisors Maxwell, Sandoval, McGoldrick

12. 070259 [2007 and 2008 condominium conversion lottery]
Supervisor McGoldrick
Ordinance amending the Subdivision Code by authorizing conversion of three (3) additional units to account for all buildings selected as winners in the 2007 condominium conversion lottery and deleting three (3) units from the 2008 condominium conversion lottery so that the 2008 lottery consists of 197 total units; and making environmental findings.

3/6/2007, PASSED ON FIRST READING.

3/13/2007, CONTINUED. Supervisors Dufty and Mirkarimi previously excused on File No. 070259.

Continued to March 20, 2007.

Question: Shall this Ordinance be FINALLY PASSED?

13. 070220 [Urging The Planning Commission to initiate and recommend an amendment to the Housing Element of the General Plan]
Supervisor McGoldrick
Resolution urging the Planning Department, Mayor's Office of Housing and relevant City Departments to initiate and recommend amendments to the Housing Element of the General Plan to evaluate the expansion of the Residential Inclusionary Affordable Housing Program to housing developments of all sizes.

2/27/2007, REFERRED to Land Use and Economic Development Committee. Supervisor Elsbernd requested that this matter be referred to committee.

3/13/2007, CONTINUED. Continued to March 20, 2007.

Question: Shall this Resolution be ADOPTED?

NEW BUSINESS

Recommendations of the Budget and Finance Committee

Present: Supervisors Ammiano, Dufty, Mirkarimi

14. 070255 **[Health Care Security Ordinance Amendments]**
Supervisors Ammiano, Dufty, Mirkarimi
Ordinance amending the San Francisco Administrative Code by amending Sections 14.1 through 14.4 to: (1) authorize the Department of Public Health to establish and maintain reimbursement accounts from which employees covered by the San Francisco Health Care Security Ordinance ("HCSO") may seek reimbursement for health care expenses; (2) clarify remedies for violations of the HCSO; and (3) make other technical changes and findings.

Question: Shall this Ordinance be PASSED ON FIRST READING?

15. 070354 **[Healthcare Security Ordinance Amendment]**
Supervisors Ammiano, Dufty
Ordinance amending Section 14.8 of the Administrative Code to extend to 2008 the operative date of the portion of the Health Care Security Ordinance requiring minimum employer health care expenditures.

Question: Shall this Ordinance be PASSED ON FIRST READING?

Present: Supervisors Daly, Dufty, Mirkarimi

16. 070210 **[Public Employment]**
Supervisors Dufty, Maxwell, Mirkarimi
Ordinance amending Ordinance No. 203-06 (Annual Salary Ordinance FY 2006-2007) to reflect the addition of 4 positions (2.25 0.68 FTEs) at Adult Probation (ADP).
(Fiscal impact.)

Question: Shall this Ordinance be PASSED ON FIRST READING?

17. 070260 **[De-Appropriating $22,294,696 of parking tax revenue from the Municipal Transportation Agency and replacing it with a transfer from the General Fund for Fiscal Year 2006-2007]**
Mayor
Ordinance de-appropriating $22,294,696 of parking tax revenue from the Municipal Transportation Agency (MTA) and re-appropriating the revenue to the General Fund. Replace the revenue with a like transfer amount of $22,294,696 from the General Fund in lieu of the parking tax allocation for Fiscal Year 2006-2007.

Question: Shall this Ordinance be PASSED ON FIRST READING?

18. 070279 [Issuance and Sale of Revenue Bonds - Catholic Healthcare West]

Supervisor Peskin

Resolution approving the issuance and sale of revenue bonds by the California Statewide Communities Development Authority in an aggregate principal amount not to exceed $985,000,000 to finance certain medical facilities owned and operated by Catholic Healthcare West.

Question: Shall this Resolution be ADOPTED?

19. 070137 [Common use policy for cargo handling facilities]

Supervisor Peskin

Resolution urging the Airport Commission to institute a 'Common Use Policy' for cargo handling facilities with consideration of leasing cargo space to cargo handlers.

Question: Shall this Resolution be ADOPTED?

Recommendation of the City Operations and Neighborhood Services Committee

Present: Supervisors McGoldrick, Alioto-Pier, Jew

20. 070031 [Commercial Vehicle Parking on Post Street]

Supervisor Peskin

Resolution establishing temporary occupancy of a portion of the commercial vehicle parking meters on the north side of Post Street between Kearny and Montgomery from 8:30 am to 5:00 pm on every Thursday beginning January 1, 2007 through December 31, 2007.

Question: Shall this Resolution be ADOPTED?

SPECIAL ORDER 3:30 P.M - Recognition of Commendations

SPECIAL ORDER 4:00 P.M.

APPEAL PROCEDURES

Board Rule 4.29 provides that public hearings on appeals shall be scheduled for 4pm. If more than one public hearing is scheduled, then the Clerk, in consultation with the President, may determine the order in which the appeals will be scheduled. Second and later appeals may be scheduled at specified times later than 4 pm. An appeal shall not be heard prior to its scheduled time on the calendar, and it may not be called until the Board's consideration of appeals scheduled earlier on the calendar is completed. It is the policy of the Clerk of the Board to schedule multiple appeals in the following order at 4pm:

1. *Appeals where all parties have agreed to request a continuance or a tabling of the appeal.*
2. *Continued appeals from previous Board meetings (continued appeals will be listed in order of those closest to deadlines for Board decision).*
3. *Appeals appearing on the calendar for the first time, in chronological order of receipt by the Clerk.*
4. *Multiple appeals appearing on the calendar may be staggered at times specific, beginning at 4pm.*
5. *Appeals involving participants who have ADA considerations may be set for specific times beginning at 4pm.*

21. 070054 **[Public Hearing - Appeal of Determination of Exemption from Environmental Review for 350 Masonic Avenue/2130 Golden Gate Avenue]**

Hearing of persons interested in or objecting to the decision of the Planning Department dated June 14, 2006 (Case No. 2005.0156E), exempting from environmental review under Categorical Exemption, [State CEQA Guidelines, Section 15332], Class 32. The proposal to remove an existing eight-car off-street surface parking lot and demolish a 1,550-gross-square-foot (gsf) single-family residence at 2130 Golden Gate Avenue and construct an approximately 15,200-gsf structure and a 2,500-gsf underground garage. The project site is within an RH-3 (Residential, House, Three-Family) zoning district, and a 40-X height and bulk district located at 350 Masonic/2130 Golden Gate Avenues, Lots 29 and 11 in Assessor's Block 1149. (Appellant: F. Joseph Butler)

(Filed January 5, 2007; Companion measure to Files 070054, 070055, 070056, 070057; District 5.)

2/13/2007, CONTINUED. The President inquired as to whether or not any member of the public wished to address the Board.

Continued to March 20, 2007.

Action:_____

Pursuant to Government Code Section 65009, the following notice is hereby given: if you challenge, in court, the categorical exemption from environmental review described above, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the Board of Supervisors at, or prior to, the public hearing.

(Only one of the following two motions should be approved.)

22. 070055 **[Affirming the categorical exemption issued for 350 Masonic/2130 Golden Gate Avenues]**
Motion affirming the determination by the Planning Department that the 350 Masonic/2130 Golden Gate Avenues project is categorically exempt from environmental review under the California Environmental Quality Act.

2/13/2007, CONTINUED. Continued to March 20, 2007.
Question: Shall this Motion be APPROVED?

23. 070056 **[Disapproving the categorical exemption issued for 350 Masonic/2130 Golden Gate Avenues]**
Motion disapproving the determination by the Planning Department that the 350 Masonic/2130 Golden Gate Avenues project is categorically exempt from environmental review under the California Environmental Quality Act.

2/13/2007, CONTINUED. Continued to March 20, 2007.
Question: Shall this Motion be APPROVED?

24. 070057 **[Preparation of findings related to the 350 Masonic/2130 Golden Gate Avenues project]**
Motion directing the Clerk of the Board to prepare findings related to the appeal of the determination by the Planning Department that the project at 350 Masonic/2130 Golden Gate Avenues is exempt from environmental review under the California Environmental Quality Act.

2/13/2007, CONTINUED. Continued to March 20, 2007.
Question: Shall this Motion be APPROVED?

SPECIAL ORDER 4:00 P.M.

25. 070155 **[Public Hearing - Appeal of Categorical Exemption from Envrionmental Review for 869 North Point Street]**

Hearing of persons interested in or objecting to the decision of the Planning Department dated November 2, 2006(Case No. 2005.0399E), exempting from environmental review under Categorical Exemption, [State CEQA Guidelines, Section(s) 15301 and 15303; Class Number(s): 1 and 3]. The proposal would demolish a vacant two-story, single-family residential building and construct a three-story with mezzanine, three-family residential building measuring approximately 6,000 gross-square-feet (gsf), and three off-street parking spaces in a surface level garage, located at 869 North Point Street (Assessor's Block 0026/Lot 019B) is 3,437.5 square feet in size and located in the Russian Hill Neighborhood. The project site is zoned RH-3 (Residential House District, Three-Family) and within a 40-X Height and Bulk district. (Appellant: Roland Salvato on behalf of the Aquatic Park Neighbors)

(Filed January 31, 2007; companion measure to Files 070155, 070156, 070157, 070158, District 2.)

3/13/2007, CONTINUED. The President inquired as to whether or not the appellant or project sponsor wished to address the Board concerning continuing the hearing.

Joe Butler, Little House Committee, representing the appellant

David Cincotta, representing the project sponsor

Continued to March 20, 2007 at 4:00 p.m.

Action:_____

Pursuant to Government Code Section 65009, the following notice is hereby given: if you challenge, in court, the categorical exemption from environmental review described above, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the Board of Supervisors at, or prior to, the public hearing.

(Only one of the following two motions should be approved.)

26. 070156 **[Affirming the categorical exemption issued for the 869 North Point project.]**
Motion affirming the determination by the Planning Department that the 869 North Point project is categorically exempt from environmental review under the California Environmental Quality Act.

3/13/2007, CONTINUED.
Continued to March 20, 2007 at 4:00 p.m.

Question: Shall this Motion be APPROVED?

27. 070157 **[Disapproving the categorical exemption issued for the 869 North Point project]**
Motion disapproving the determination by the Planning Department that the 869 North Point project is categorically exempt from environmental review under the California Environmental Quality Act.

3/13/2007, CONTINUED.
Continued to March 20, 2007 at 4:00 p.m.

Question: Shall this Motion be APPROVED?

28. 070158 **[Preparation of findings related to the 869 North Point project]**
Motion directing the Clerk of the Board to prepare findings related to the appeal of the determination by the Planning Department that the project at 869 North Point Street is exempt from environmental review under the California Environmental Quality Act.

3/13/2007, CONTINUED.
Continued to March 20, 2007 at 4:00 p.m.

Question: Shall this Motion be APPROVED?

COMMITTEE REPORTS

Reports from committees, if any, recommending emergency or urgent measures.

The following items will be considered by the Rules Committee at a Regular Meeting on Thursday, March 15, 2007 at 10:00 a.m. The Chair intends to request the Committee to send the following items to the Board as a committee report on Tuesday, March 20, 2007.

29. 070311 **[Confirming the appointment of Linda Cheu to the Redevelopment Agency, term ending September 3, 2010.]**
Mayor
Resolution confirming the appointment of Linda Cheu to the San Francisco Redevelopment Agency, term ending September 3, 2010.

Question: Shall this Resolution be ADOPTED?

30. 070280 **[Mayor's Reappointment, Taxi Commission - Patricia Breslin]**
Motion approving the Mayor's reappointment of Patricia Breslin to the Taxi Commission, term ending March 1, 2009.
(Clerk of the Board)

Question: Shall this Motion be APPROVED?

31. 070281 **[Mayor's Reappointment, Taxi Commission - Patricia Breslin]**
Motion rejecting the Mayor's reappointment of Patricia Breslin to the Taxi Commission, term ending March 1, 2009.
(Clerk of the Board)

Question: Shall this Motion be APPROVED?

32. 070282 **[Mayor's Reappointment , Taxi Commission - Patricia Breslin]**
Motion taking no position concerning the Mayor's reappointment of Patricia Breslin to the Taxi Commission, term ending March 1, 2009.
(Clerk of the Board)

Question: Shall this Motion be APPROVED?

33. ROLL CALL FOR INTRODUCTIONS

Roll call for introduction of ordinances, resolutions, charter amendments, requests for hearings, letters of inquiry, letters of request to the City Attorney and Board Members' reports on their regional body activities.

34. PUBLIC COMMENT

An opportunity for members of the public to directly address the Board on items of interest to the public that are within the subject matter jurisdiction of the Board, including items being considered today which have not been considered by a Board committee and excluding items which have been considered by a Board committee. Members of the public may address the Board for up to three minutes. Each member of the public will be allotted the same number of minutes to speak, except that public speakers using translation assistance will be allowed to testify for twice the amount of the public testimony time limit. If simultaneous translation services are used, speakers will be governed by the public testimony time limit applied to speakers not requesting translation assistance. The President or the Board may limit the total testimony to 30 minutes.
Members of the public who want a document placed on the overhead for display should clearly state such and subsequently remove the document when they want the screen to return to live coverage of the meeting.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures are introduced for adoption without committee reference. A unanimous vote is required for adoption of a resolution today. Any Supervisor may require any resolution to go to committee.

Items 35 through 40

35. 070350 [Urging Congress to fully restore funding for the Community Oriented Policing Services (COPS) program in the Fiscal Year 2008 budget.]

Supervisors Elsbernd, Dufty, Mirkarimi

Resolution urging Congress to fully restore funding for the Community Oriented Policing Services (COPS) program in the Fiscal Year 2008 budget.

3/13/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

36. 070351 [Sunset Branch Library reopening]

Supervisors Mirkarimi, Elsbernd

Resolution recognizing the reopening of the Sunset Branch Library and commending the San Francisco Public Library and its team for their hard work and commitment to San Francisco and its residents.

3/13/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

37. 070342 [Final Map - 170 King Street]

Motion approving Final Map 3375, a 202 Unit Mixed-Use Condominium Project, located at 170 King Street being a subdivision of Lot 75 in Assessors Block No. 3794 and adopting findings pursuant to the General Plan and City Planning Code Section 101.1
(Public Works Department)

3/9/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

38. 070343 [Final Map - 1555 Burke Avenue]

Motion approving Final Map 3069, a 16 Commercial Unit Condominium Project, located at 1555 Burke Avenue being a subdivision of Lot 45 in Assessors Block No. 5203 and adopting findings pursuant to the General Plan and City Planning Code Section 101.1
(Public Works Department)

3/9/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

39. 070344 [Final Map - 168 Bluxome Street]

Motion approving Final Map 3418, a 48 Unit Live-Work Condominium Project, located at 168 Bluxome Street being a subdivision of Lot 134 in Assessors Block No. 3785 and adopting findings pursuant to the General Plan and City Planning Code Section 101.1
(Public Works Department)

3/9/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

40. 070345 **[Final Map - 673 Brannan Street]**

Motion approving Final Map 3419, a 48 Unit Live-Work Condominium Project, located at 673 Brannan Street being a subdivision of Lot 133 in Assessors Block No. 3785 and adopting findings pursuant to the General Plan and City Planning Code Section 101.1
(Public Works Department)

-

3/9/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING

Question: Shall this Motion be APPROVED?

Questions on the For Adoption Without Committee Reference Agenda: _____

41. IMPERATIVE AGENDA

Resolution(s), if any, to be adopted within limits imposed by the Sunshine Ordinance and the Ralph M. Brown Act, introduced today, not on the printed agenda. For such resolutions to be considered, the Board must first adopt the Serious Injury Finding or the Purely Commendatory Finding and the Brown Act Finding. Each motion requires 8 votes or a unanimous 6 or 7. A unanimous vote is required for the resolution(s).

[Serious Injury Finding]
Motion that the Board find that for the resolution(s) being considered at this time "the need to take action is so imperative as to threaten serious injury to the public interest if action is deferred to a later meeting."

[Purely Commendatory Finding]
Motion that the Board find that the resolution(s) being considered at this time are purely commendatory.

[Brown Act Finding]
Motion that the Board find by roll call vote that for the resolutions being considered at this time there is a need to take immediate action and the need to take action came to the attention of the City and County of San Francisco after the agenda was posted.

OFF-AGENDA LEGISLATION

PROPOSED ORDINANCES

Proposed ordinances received from March 6, 2007 through March 12, 2007, for reference by President to appropriate committee on March 20, 2007.

070325 **[Authorizing the collection and use of an additional penalty assessment on criminal fines, penalties, and forfeitures to support emergency medical services]**
Ordinance amending the San Francisco Administrative Code by adding Section 8.42 and amending Section 10.100-195, to authorize the collection and use of an additional penalty assessment on criminal fines, penalties, and forfeitures to support emergency medical services pursuant to SB 1773, and setting an expiration date.
(Public Health Department)

3/8/2007, RECEIVED AND ASSIGNED to Budget and Finance Committee.

070327 **[Consent Calendar Procedures]**
Ordinance amending Planning Code Sections 316.2, 316.3, 316.4, 316.5, 316.6, 316.7 and 316.8 to conform the procedures for consideration of Planning Commission consent calendar items in the Neighborhood-Commercial and South of Market districts and for live-work units in RH and RM districts.
(Planning Department)

3/8/2007, ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 4/9/2007.

PROPOSED RESOLUTIONS

Proposed resolutions received from March 6, 2007 through March 12, 2007, for reference by President to appropriate committee on March 20, 2007.

070322 **[Settlement of Claim - Glorina Crisostomo]**
Resolution approving the settlement of the unlitigated claim filed by Ms. Glorina Crisostomo against San Francisco for $30,000; claim was filed on May 16, 2006.
(City Attorney)

3/7/2006, RECEIVED AND ASSIGNED to Rules Committee.

070323 **[Settlement of Claim - Eun Young Lee]**
Resolution approving the settlement of the unlitigated claim filed by Eun Young Lee against the City and County of San Francisco for payment of $88,493 and reinstatement of paid leave to vacation account; claim was filed on April 3, 2005.
(City Attorney)

3/7/2007, RECEIVED AND ASSIGNED to Rules Committee.

070324 **[Gift of Equipment to Fire Department]**
Resolution authorizing the San Francisco Fire Department to accept a gift of a custom firefighter air system to be installed within the Folsom Street training tower valued at $15,000 from Rescue Air Systems for training, emergency preparedness, high rise safety, and related purposes.
(Fire Department)

3/8/2007, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

070326 **[Reprogramming of $789,715 from SFGH's equipment budget to purchase a Materials and Supplies Inventory and Purchasing System Upgrade]**
Resolution authorizing the San Francisco Department of Public Health (DPH), to reprogram $789,715 in funding budgeted at San Francisco General Hospital (SFGH) for medical equipment to purchase a Materials and Supplies Inventory and Purchasing System Upgrade in FY 2006-07.
(Public Health Department)

3/8/2007, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

070328 **[Board Review and Approval of 2007 U.S. Department of Housing and Urban Development Continuum of Care Programs Application]**

Resolution approving the City and County of San Francisco 2007 grant application for the United States Department of Housing and Urban Development Continuum of Care Programs and fulfilling the San Francisco Board of Supervisors review and approval process for all annual or otherwise recurring grants of $5,000,000 or more.
(Human Services Department)

3/12/2007, RECEIVED AND ASSIGNED to Budget and Finance Committee.

070353 [Petitions and Communications]

Petitions and Communications received from March 6, 2007 through March 12, 2007 for reference by the President to March 20, 2007.

From concerned citizens, submitting support of the motion by Supervisor Jew to return the proposal for a discounted adult MUNI FastPass for 18 to 24 year olds back to committee. File 061565, Copy: Each Supervisor, 10 letters (1)

From concerned citizens, urging the Board to support the Plastic Bag Reduction Ordinance. File 070085, Copy: Each Supervisor, 78 letters (2)

From Kim Malcheski, Attorney at Law, regarding exorbitant fees charged by the Planning Department to file a Discriminatory Review application. (3)

From Municipal Transportation Agency, regarding status on installing a left turn only lane on Winston Drive at Buckingham Way, eastbound from Lake Merced Boulevard. (Reference 20070109-013) Copy: Supervisor Elsbernd (4)

From Office of the City Attorney, responding to constituent regarding an immediate disclosure request. (5)

From European/American Issues Forum, submitting to the Board a resolution condemning the management of the San Francisco Chronicle for effectively censoring vital statistics regarding hate crimes in San Francisco. Copy: Each Supervisor (6)

From concerned citizens, submitting support for the implementation of Community Choice Aggregation. File 070112, 2 letters (7)

From Christian Holmer, regarding immediate disclosure requests from various departments. 4 letters (8)

From State of California Fish and Game submitting copy of continuance notice of proposed regulatory action relative to Sections 353 and 475, Title 14, California Code of Regulations, regarding mammal hunting-method of take regulations. (9)

From Luce Forward, Attorneys at Law, regarding Appeal of Determination of Exemption from Environmental Review for 120 Howard Street. File 070163 (10)

From Christopher Smith, regarding crime and danger on Townsend Street. Copy: Supervisor Daly (11)

From Barrie Straenberg, commenting on universal health care for San Francisco. Copy: Supervisor Ammiano (12)

From Francisco Da Costa, regarding global warming and climate change in the Bay Area. (13)

From Cassie Brill, regarding off-leash dog policies in San Francisco. (14)

From Department of Public Health, reporting on the rate of salary and fringe benefit expenditures for the six months ending December 31, 2006 for San Francisco General Hospital, Laguna Honda Hospital and General Fund divisions of Public Health. (15)

From James Chaffee, regarding public library performance measures immediate disclosure request. (16)

From Robert Weber, submitting request for assistance to expedite tenancy at the Iroquoi Hotel.

Copy: Supervisor Daly (17)

From concerned citizen, commenting on Ballot Measure J for the impeachment of President Bush where San Francisco voted in favor of impeachment by 20 percentage points. (18)

From Coalition on Economic Equity, submitting copy of letter to Mayor Newsom regarding his determination to move forward on the prompt payment plan required under the new 14(d) ordinance. (19)

From Park and Recreation Department, regarding San Francisco Marina Yacht Harbor Renovation EIR Appeal: Slip-mix and projected boat-type composition analysis. (20)

From Mayor Gavin Newsom, submitting notice of the reappointment of Richard Benjamin to the Taxi Commission. (21)

From Mayor Gavin Newsom, submitting notice of the designation of Supervisor Dufty as Acting-Mayor from 11:00am March 11 through 11:50pm March 13 and in addition the designation of Supervisor Alioto-Pier from 12:00am March 14 until 6:50pm March 15. Copy: Each Supervisor, City Attorney (22)

From Office of the Controller, submitting amendment to the audit report released on the Chinatown Neighborhood Association to include the Mayor's Office of Economic and WorkForce Development's response to the audit. (23)

From Kevin and Margot Morrison, submitting Section 311 Building Permit Notification. (24)

From Human Rights Commission, submitting copy of S.F. Administrative Code Chapters 12B, 12C and 14A Waiver Request Form (HRC Form 201). (25)

From Ed Harrison, submitting appreciation to Supervisor Ammiano for taking a stand against the BattleCry convention held in San Francisco. Copy: Supervisor Ammiano (26)

From Gary Laufman, commenting on the cost of gasoline in San Francisco. (27)

From Laura Koehler, submitting support for the trial closure of JFK Drive in Golden Gate Park. File 070269, Copy: Each Supervisor (28)

From Brother Jefferson, urging the Board to access SF surplus to create programs that address the problem of drugs and alcohol with solutions that work. File 061534, Copy: Each Supervisor (29)

From Larry Corash, M.D., urging the Board to support the inclusion of Small Boat Berthing Rate Availability in the proposed Marina Yacht Harbor Renovation Project. File 070272, Copy: Each Supervisor (30)

From California Poppy Project, submitting request to the Board to provide a Proclamation celebrating California Poppy Day, April 6, 2007 in recognition of the State Flower's 105th anniversary. Copy: Each Supervisor (31)

From San Francisco Redevelopment Agency, submitting Notice of Proposed Formula Retail Use – Western Addition Redevelopment Project Area A-2. (32)

From Jeffer, Mangels, Butler & Marmaro LLP, regarding Appeal of Categorical Exemption for 869 North Point Street. File 070155, Copy: Each Supervisor, City Attorney (33)

From Suzanne R. Howard, urging the Board to hold new hearings on UCSF Stephen Lisberger lab's failure to comply with objectives in a Resolution approved December 4, 1998 regarding animal testing at UCSF (34)

From Southeast Community Facility Commission, submitting resolution supporting the proposed Wireless Broadband Internet Agreement with Earthlink. File 070022, Copy: Each Supervisor (35)

Version
Version

ADJOURNMENT

BOARD of SUPERVISORS

City Hall
Dr. Carlton B. Goodlett Place, Room 244
San Francisco 94102-4689
Tel. No. 554-5184
Fax No. 554-5163
TDD/TTY No. 554-5227

NOTICE OF MATTER CALLED OUT OF COMMITTEE

CITY OPERATIONS & NEIGHBORHOOD SERVICES COMMITTEE

SAN FRANCISCO BOARD OF SUPERVISORS

NOTICE IS HEREBY GIVEN that pursuant to Rule 5.34 the following matter has been called out of the City Operations & Neighborhood Services Committee by Supervisors Dufty and Daly, at the Board Meeting of March 20, 2007:

File No. 060589 Resolution determining that the transfer of a Type 21 off-sale general license from 1001 South Van Ness Avenue to 845 Market Street, basement of the San Francisco Centre, Space 010 to Bristol Farms Inc., will serve the public convenience and necessity of the people of the City and County of San Francisco, in accordance with Section 23958.4 of the California Business and Professions Code, with conditions.

The Board will be meeting on March 27, 2007 at 2:00 p.m., in the Legislative Chambers on the second floor of City Hall to consider the above item.

Gloria L. Young, Clerk of the Board

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POSTED: March 21, 2007

BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO

AGENDA

Legislative Chamber - Second Floor
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689
Tuesday, March 27, 2007 2:00 PM

Regular Meeting

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MICHELA ALIOTO-PIER, TOM AMMIANO, CHRIS DALY,
BEVAN DUFTY, SEAN ELSBERND, ED JEW, SOPHIE MAXWELL,
JAKE McGOLDRICK, ROSS MIRKARIMI, GERARDO SANDOVAL

Gloria L. Young, Clerk of the Board

Agendas of the Board of Supervisors are available on the internet at www.ci.sf.ca.us/bdsupvrs

BOARD COMMITTEES

Committee Membership	Meeting Days
Budget and Finance Committee Supervisors Daly, Ammiano, Dufty, Mirkarimi, Sandoval	Wednesday 1:00 PM
City and School District Select Committee Supervisors Dufty, Mirkarimi, Maxwell, Commissioners Kim, Mendoza, Wynns	1st and 3rd Thursday 3:30 PM
City Operations and Neighborhood Services Committee Supervisors McGoldrick, Alioto-Pier, Jew	2nd and 4th Thursday 1:00 PM
Government Audit and Oversight Committee Supervisors Elsbernd, Alioto-Pier, Daly	1st and 3rd Monday 10:00 AM
Land Use and Economic Development Committee Supervisors Maxwell, Sandoval, McGoldrick	Monday 1:00 PM
Public Safety Committee Supervisors Mirkarimi, Maxwell, Dufty	2nd and 4th Monday 10:00 AM
Rules Committee Supervisors Ammiano, Elsbernd, Peskin	1st and 3rd Thursday 10:00 AM

First-named Supervisor/Commissioner is Chair, Second-named Supervisor/Commissioner is Vice-Chair, of the Committee.

Board Meeting Procedures

The Board of Supervisors is the Legislative Body of the City and County of San Francisco. The Board considers ordinances and resolutions, most of which have been the subject of hearings before the standing committees of the board at which members of the public are urged to testify. The full Board does not hold a second public hearing on measures which have been heard in committee.

Board procedures do not permit: 1) persons in the audience to vocally express support or opposition to statements by Supervisors or by other persons testifying; 2) ringing and use of cell phones, pagers and similar sound-producing electronic devices, (Violators may be removed from the meeting room.) 3) signs to be brought into the meeting or displayed in the room; and 4) standing in the Legislative Chamber.

Citizens are encouraged to testify at Board hearings and to write letters to the Board and to its members, City Hall, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102.

USING LAPTOP COMPUTERS FOR PRESENTATIONS: Please contact City Hall Media Services at (415) 554-4933 to coordinate the use of laptop computers for presentations at the meeting. Computers to be used are required to be tested in advance. The presenter should arrive 30 minutes prior to the meeting to connect and test their computer.

THE AGENDA PACKET IS AVAILABLE AT CITY HALL, ROOM 244, RECEPTION DESK. Agendas are available on the internet at www.sfgov.org/site/bdsupvrs_index.asp?id=4383 For information, call (415) 554-5184.

Board meetings are cablecast on SF Cable 26. For video tape copies and scheduling call (415) 557-4293.

Results of each Board meeting can be obtained about a half hour after the end of the meeting by telephoning (415) 554-5555.

Requests for language interpreters at a meeting must be received at least 48 hours in advance of the meeting to help ensure availability. Contact Madeleine Licavoli at (415) 554-7722.

AVISO EN ESPAÑOL: La solicitud para un traductor en una reunion debe recibirse antes de mediodia de el viernes anterior a la reunion. Llame a Erasmo Vazquez (415) 554-4909.

翻譯 *必須在會議前最少四十八小時提出要求*
請電 (415) 554-7701

Disability Access

The Legislative Chamber and the Committee Room in City Hall are wheelchair accessible.

Meetings are real-time captioned and are cablecast open-captioned on SF Cable 26. Assistive listening devices for the Legislative Chamber are available upon request at the Clerk of the Board's Office, Room 244. Assistive listening devices for the Committee Room are available upon request at the Clerk of the Board's Office, Room 244 or in the Committee Room. To request sign language interpreters, readers, large print agendas or other accommodations, please contact Madeleine Licavoli at (415) 554-7722 or (415) 554-5227 (TTY). Requests made at least 48 hours in advance of the meeting will help to ensure availability.

The nearest accessible BART station is Civic Center (Market/Grove/Hyde Streets). Accessible MUNI Metro lines are the J, K, L, M, and N (Civic Center or Van Ness Stations). MUNI bus lines serving the area are the 47 Van Ness, 9 San Bruno, and the 6, 7, 71 Haight/Noriega. For more information about MUNI accessible services, call (415) 923-6142.

There is accessible parking in the vicinity of City Hall at Civic Center Plaza and adjacent to Davies Hall and the War Memorial Complex. Accessible curbside parking is available on Dr. Carlton B. Goodlett Place and Grove Street.

In order to assist the City's efforts to accommodate persons with severe allergies, environmental illness, multiple chemical sensitivity or related disabilities, attendees at public meetings are reminded that other attendees may be sensitive to perfumes and various other chemical-based scented products. Please help the City to accommodate these individuals.

Know Your Rights Under the Sunshine Ordinance

Government's duty is to serve the public, reaching its decision in full view of the public. Commissions, boards, councils and other agencies of the City and County exist to conduct the people's business. This ordinance assures that deliberations are conducted before the people and that City operations are open to the people's review.

For information on your rights under the Sunshine Ordinance (Chapter 67 of the San Francisco Administrative Code) or to report a violation of the ordinance, contact Frank Darby by mail to Sunshine Ordinance Task Force, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco CA 94102, by phone at (415) 554-7724, by fax at (415) 554-7854 or by email at sotf@sfgov.org

Citizens may obtain a free copy of the Sunshine Ordinance by contacting Mr. Darby or by printing Chapter 67 of the San Francisco Administrative Code on the Internet, at http://www.sfgov.org/sunshine

Lobbyist Registration and Reporting Requirements

Individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [SF Campaign & Governmental Conduct Code Sec. 2.100] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the San Francisco Ethics Commission at 30 Van Ness Avenue, Suite 3900, San Francisco, CA 94102; telephone (415) 581-2300; fax (415) 581-2317; web site www.sfgov.org/ethics

ROLL CALL AND PLEDGE OF ALLEGIANCE

APPROVAL OF MEETING MINUTES

Motion to approve Board Meeting Minutes for March 6, 2007.

AGENDA CHANGES

COMMUNICATIONS

Note: Each item on the Consent or Regular agenda may include the following documents:

1) Legislation
2) Budget Analyst report
3) Legislative Analyst report
4) Department or Agency cover letter and/or report
5) Public correspondence

These items will be available for review at City Hall, Room 244, Reception Desk.

SPECIAL ORDER 2:00 P.M. - Mayor's Appearance Before The Board

(This item will be read at the third regularly scheduled Board meeting of every month)

The following is a time dedicated for the Mayor to discuss with the Board of Supervisors issues pertaining to the governance of the City and County of San Francisco. The Board of Supervisors offers this time for dialogue on the third regularly scheduled Board meeting of every month pursuant to the will of the voters as expressed in Proposition I in November of 2006.

Should the Mayor fail to appear after five minutes of the item being called, the Clerk shall remove the item from the Board's agenda, and the item shall not be considered by the Board. Should the Mayor appear and the Board therefore consider this item, public comment for this item will take place during public comment.

CONSENT AGENDA

All matters listed hereunder constitute a Consent Agenda, are considered to be routine by the Board of Supervisors and will be acted upon by a single roll call vote of the Board. There will be no separate discussion of these items unless a member of the Board so requests, in which event the matter shall be removed from the Consent Agenda and considered as a separate item.

Items 1 through 12

Recommendations of the Budget and Finance Committee

Present: Supervisors Daly, Dufty, Mirkarimi

1. 070260 [De-Appropriating $22,294,696 of parking tax revenue from the Municipal Transportation Agency and replacing it with a transfer from the General Fund for Fiscal Year 2006-2007]
Mayor
Ordinance de-appropriating $22,294,696 of parking tax revenue from the Municipal Transportation Agency (MTA) and re-appropriating the revenue to the General Fund. Replace the revenue with a like transfer amount of $22,294,696 from the General Fund in lieu of the parking tax allocation for Fiscal Year 2006-2007.

3/20/2007, PASSED ON FIRST READING.
Question: Shall this Ordinance be FINALLY PASSED?

Present: Supervisors Daly, Ammiano, Mirkarimi

2. 070226 [2007 Annual Fundraising Drive]
Resolution designating those agencies qualified to participate in the 2007 Annual Joint Fundraising Drive for officers and employees of the City and County of San Francisco.

Question: Shall this Resolution be ADOPTED?

Recommendations of the Rules Committee

Present: Supervisors Ammiano, Elsbernd, Peskin

3. 070109 [Settlement of Lawsuit - Harvey John Merk]
Ordinance authorizing settlement of the lawsuit filed by Harvey John Merk against the City and County of San Francisco for $135,000; the lawsuit was filed on August 5, 2005 in San Francisco Superior Court, Case No. 443-654; entitled Harvey John Merk, et al., v. City and County of San Francisco, et al.
(City Attorney)

Question: Shall this Ordinance be PASSED ON FIRST READING?

4. 070141 [Three Month Extension of Tolling Agreement]
Resolution approving a three month extension of mutual tolling agreement between the City of Daly City ("Daly City") and the City and County of San Francisco ("San Francisco").
(City Attorney)

3/6/2007, SUBSTITUTED. City Attorney's Office submitted a substitute resolution bearing new title.
Question: Shall this Resolution be ADOPTED?

5. 070242 [Appointment - Foster Care Improvement Task Force]
Resolution appointing Helen Birch, term ending August 31, 2007, to the Foster Care Improvement Task Force; residency requirement waived.
Helen Birch, new appointment, seat 1, must be a representative of a neighborhood organization from Oceanview/Merced/Ingleside, for the unexpired portion of a two-year term ending August 31, 2007.

Question: Shall this Resolution be ADOPTED?

6. 070293 **[Settlement of Lawsuit - Marnie Carter]**
Ordinance authorizing settlement of the lawsuit filed by Marnie Carter against the City and County of San Francisco for $100,000; the lawsuit was filed on March 30, 2005 in San Francisco Superior Court, Case No. 439-948; entitled Marnie Carter, et al., v. City and County of San Francisco, et al.
(City Attorney)

Question: Shall this Ordinance be PASSED ON FIRST READING?

7. 070294 **[Settlement of Lawsuit - Adrienne Hogan]**
Ordinance authorizing the settlement of a lawsuit filed by Adrienne Hogan against the City and County of San Francisco for $50,000.00 (fifty thousand dollars); the lawsuit was filed on September 19, 2005, in San Francisco Superior Court, Case No. 444952, entitled Adrienne Hogan v. City and County of San Francisco et al.
(City Attorney)

Question: Shall this Ordinance be PASSED ON FIRST READING?

8. 070295 **[Settlement of Lawsuit - Hattie Finn-Carter]**
Ordinance authorizing the settlement of a lawsuit filed by Hattie Finn-Carter against the City and County of San Francisco, Public Utilities Commission, Kevin Lyons, Dan Gilman, and Michael Saldanha for $70,000.00 (seventy thousand dollars); the lawsuit was filed on February 13, 2006, in United States District Court for the Northern District of California, Case No. 06-1067, entitled Hattie Finn-Carter v. City and County of San Francisco, Public Utilities Commission, Kevin Lyons, Dan Gilman, and Michael Saldanha.
(City Attorney)

Question: Shall this Ordinance be PASSED ON FIRST READING?

9. 070297 **[Settlement of Lawsuit - San Francisco Bay Area Transit District]**
Supervisor Peskin
Ordinance authorizing revised settlement of litigation brought by the San Francisco Bay Area Transit District against City and County of San Francisco in the eminent domain action entitled San Francisco Bay Area Transit District v. City and County of San Francisco, et al. (Alameda County Superior Court No. HG03-099024, filed July 7, 2003), for the principal amount of $2,367,570.

Question: Shall this Ordinance be PASSED ON FIRST READING?

10. 070340 **[Appointment - Child Care Planning and Advisory Council]**
Resolution appointing Juanita Santana, term ending December 31, 2008, to the Child Care Planning and Advisory Council.
Juanita Santana, succeeding herself, term expired, seat 7, must be a nominee of District 7 Supervisor selected from: parent advisory councils of public and private child care programs; associations of child care centers, family day care providers and Head Start; public interest organizations including but not limited to the Child Care Law Center; community organizations; the Bay Area Employer Work and Family Coalition; and members of labor organizations and local organizations that fall within the definition of "Community representative", for the unexpired portion of a three-year term ending December 31, 2008.

Question: Shall this Resolution be ADOPTED?

11. **070338** **[Appointment - Citizens' General Obligation Bond Oversight Committee]**

Resolution appointing Shawn Leonard, term ending November 21, 2008, to the Citizens' General Obligation Bond Oversight Committee.

Shawn Leonard, succeeding William Wong, term expired, seat 2, must be active in labor organizations, for the unexpired portion of a two-year term ending November 21, 2008.

Question: Shall this Resolution be ADOPTED?

12. **070339** **[Appointment - Asthma Task Force]**

Resolution appointing Nanette Madden, term ending June 30, 2007, to the Asthma Task Force.

Nanette Madden, succeeding Julie McKown, seat 14, resigned, must be an individual who represents health care professions working with asthmatics and is a voting member, for the unexpired portion of a two-year term ending June 30, 2007.

Question: Shall this Resolution be ADOPTED?

*Questions on the Consent Agenda are on final passage, first reading, or adoption, as indicated:*_____

REGULAR AGENDA

UNFINISHED BUSINESS

From the Clerk

13. 070388 **[Adopting findings related to disapproving the categorical exemption issued for the 869 North Point Street Project]**

Motion adopting findings related to disapproving the determination by the Planning Department that the 869 North Point Street Project is categorically exempt from environmental review under the California Environmental Quality Act.

3/21/2007, REFERRED to Board of Supervisors.

Question: Shall this Motion be APPROVED?

Recommendations of the Budget and Finance Committee

Present: Supervisors Daly, Ammiano, Dufty, Mirkarimi

14. 061432 **[Clean Construction Ordinance]**

Supervisors Maxwell, Daly, Mirkarimi, Ammiano

Ordinance amending the Administrative Code to add Section 6.25 to require City Contractors to adopt clean construction practices including biodiesel fuel and emissions controls within two years; amending the Administrative Code to add Section 6.67 to allow City departments that are authorized to award public works contracts to compare bids on the basis of clean construction practices; and amending the Environment Code to add Section 411 to authorize the Department of the Environment to assist local businesses with off-road construction equipment in applying for funding to retrofit or replace such equipment and to require annual reporting, and making findings, including environmental findings.

(Fiscal impact.)

12/12/2006, SUBSTITUTED. Supervisor Maxwell submitted a substiture ordinance bearing new title.

3/13/2007, CONTINUED. Supervisor Mirkarimi added as a co-sponsor.

Continued to March 20, 2007.

3/20/2007, AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE. 3/20/07 - Amendment of the whole bearing a new title.

3/20/2007, PASSED ON FIRST READING AS AMENDED.

Question: Shall this Ordinance be FINALLY PASSED?

Present: Supervisors Daly, Dufty, Mirkarimi

15. 070210 [Public Employment]
Supervisors Dufty, Maxwell, Mirkarimi
Ordinance amending Ordinance No. 203-06 (Annual Salary Ordinance FY 2006-2007) to reflect the addition of 4 positions (2.25 0.68 FTEs) at Adult Probation (ADP).
(Fiscal impact.)

3/20/2007, PASSED ON FIRST READING.
Question: Shall this Ordinance be FINALLY PASSED?

Present: Supervisors Ammiano, Dufty, Mirkarimi

16. 070255 [Health Care Security Ordinance Amendments]
Supervisors Ammiano, Dufty, Mirkarimi, McGoldrick
Ordinance amending the San Francisco Administrative Code by amending Sections 14.1 through 14.4 to: (1) authorize the Department of Public Health to establish and maintain reimbursement accounts from which employees covered by the San Francisco Health Care Security Ordinance ("HCSO") may seek reimbursement for health care expenses; (2) clarify remedies for violations of the HCSO; and (3) make other technical changes and findings.

3/20/2007, PASSED ON FIRST READING. Supervisor McGoldrick added as a co-sponsor.
Question: Shall this Ordinance be FINALLY PASSED?

17. 070354 [Healthcare Security Ordinance Amendment]
Supervisors Ammiano, Dufty, McGoldrick
Ordinance amending Section 14.8 of the Administrative Code to extend to 2008 the operative date of the portion of the Health Care Security Ordinance requiring minimum employer health care expenditures.

3/20/2007, PASSED ON FIRST READING. Supervisor McGoldrick added as a co-sponsor.
Question: Shall this Ordinance be FINALLY PASSED?

NEW BUSINESS

Recommendations of the Budget and Finance Committee

Present: Supervisors Daly, Ammiano, Mirkarimi

18. 070227 **[Airport Professional Services Agreement]**
Resolution approving the Professional Services Agreement for the Management and Operation of the Airport's Public and Employee Parking Facilities between New South Parking - California and the City and County of San Francisco, acting by and through its Airport Commission.
(Airport Commission)

Question: Shall this Resolution be ADOPTED?

19. 070292 **[Contract with Anticipated Expenditure in Excess of $10 Million]**
Resolution approving an Agreement between the City and County of San Francisco (Purchaser) and Sunset Scavenger, Golden Gate Disposal & Recycling Company, and SF Recycling & Disposal Company, Inc. (Contractors) for refuse services, resulting in total compensation to the Contractors in an amount not to exceed $23,037,527, pursuant to San Francisco Charter Section 9.118(b).
(City Administrator)
(Fiscal Impact.)

Question: Shall this Resolution be ADOPTED?

20. 070318 **[Master Agreement for Federal Aid Transportation Funds]**
Mayor
Resolution approving the execution of a Master Agreement for Federal-Aid Projects between the City and County of San Francisco, through its Municipal Transportation Agency (for the Department of Parking and Traffic), and the California Department of Transportation.

Question: Shall this Resolution be ADOPTED?

21. 070308 **[TEFRA Approval for the Execution and Delivery of Tax-Exempt Certificates of Participation (City Office Buildings - Multiple Properties Project)]**
Supervisor Elsbernd
Resolution approving the issuance and sale of tax-exempt certificates of participation in an aggregate principal amount not to exceed $162,000,000 to finance the acquisition and/or improvement of the portions of the buildings known as One South Van Ness Avenue, 1650 Mission Street and 30 Van Ness Avenue that are currently leased to nonprofit corporations.

Question: Shall this Resolution be ADOPTED?

From the Budget and Finance Committee Without Recommendation

Present: Supervisors Daly, Ammiano, Mirkarimi

22. **070299** **[Ten Year Capital Expenditure Plan]**
Resolution adopting the City's ten year capital expenditure plan for fiscal years 2008-2017.
(City Administrator)

Question: Shall this Resolution be ADOPTED?

Recommendation of the Land Use and Economic Development Committee

Present: Supervisors Maxwell, Sandoval, McGoldrick

23. **070021** **[Planning Code Amendment-Landmarking Interiors of Publicly-Accessible Buildings]**
Supervisor McGoldrick
Ordinance amending the San Francisco Planning Code by amending Sections 1004, 1005 and 1006.7 to provide for review of proposed changes to interior architectural features of privately-owned landmark buildings where such features are in areas of the landmark that are generally accessible to members of the public; and making findings, including environmental findings and findings of consistency with the priority policies of Planning Code Section 101.1 and the General Plan.

Question: Shall this Ordinance be PASSED ON FIRST READING?

Recommendations of the Rules Committee

Present: Supervisors Ammiano, Elsbernd, Peskin

24. **061695** **[Assessment Appeals Boards: expanding Board Two jurisdiction]**
Supervisor Peskin
Ordinance amending Administrative Code Chapter 2B "Assessment Appeals Boards" by amending Section 2B.6 and Section 2B.13 to expand the jurisdiction of Board Two (1) from less than $20,000,000 to less than $50,000,000 maximum assessed roll value, and (2) to include jurisdiction over residential property of four units or less in the downtown and south of Market areas that are currently excluded from Board Two jurisdiction.

Question: Shall this Ordinance be PASSED ON FIRST READING?

25. **061696** **[Assessment Appeals Board Local Procedural Rule Modification: Time period for Applicants to request reconsideration after denial of application due to failure to appear at hearing]**
Supervisor Peskin
Resolution approving modification of Assessment Appeals Board local Procedural Rule 21 as approved by a joint meeting of AAB members, to improve hearing calendar management by providing that an Applicant will have thirty (30) days (instead of the current sixty (60) days) to file a request for reconsideration whenever the AAB has denied an application due to the Applicant's failure to appear at the scheduled hearing.

Question: Shall this Resolution be ADOPTED?

26. 070122 **[Conflict of Interest Code Amendments]**

Ordinance amending Chapter 1 of Article III of the Campaign and Governmental Conduct Code by amending sections 3.102.5, 3.1-105, 3.1-120, 3.1-145, 3.1-150, 3.1-155, 3.1-160, 3.1-175, 3.1-195, 3.1-205, 3.1-207, 3.1-218, 3.1-230, 3.1-242, 3.1-245, 3.1-252, 3.1-265, 3.1-267, 3.1-270, 3.1-275, 3.1-285, 3.1-312, 3.1-315, 3.1-320, 3.1-325, 3.1-335, 3.1-340, 3.1-345, 3.1-350, 3.1-365, 3.1-375, 3.1-390, 3.1-395, 3.1-420, 3.1-435, 3.1-440, 3.1-445, and 3.1-500; renumbering sections 3.1-252, 3.1-265, and 3.1-375 as sections 3.1-255, 3.1-362 and 3.1-252, respectively; deleting sections 3.1-109, 3.1-168, 3.1-170, 3.1-220, 3.1-222, 3.1-290, 3.1-400, 3.1-423, and 3.1-430; and adding sections 3.1-108, 3.1-193, 3.1-251, 3.1-253, and 3.1-457, all to update the list of designated employees who must file financial disclosure statements, to modify the applicable disclosure categories, and to clarify that consultants for each City agency must file financial disclosures in disclosure category 1 unless the agency's director has indicated otherwise.
(Clerk of the Board)

2/27/2007, SUBSTITUTED Clerk of the Board submitted a substitute ordinance bearing same title.

Question: Shall this Ordinance be PASSED ON FIRST READING?

27. 061470 **[Thirty Day Hold for Legislation Involving Planning or Land Use]**

Supervisor Peskin

Motion amending the Rules Order of the Board of Supervisors to add Rule 5.41 requiring that significant amendments to the Administrative Code involving land use or planning issues shall be referred to the Planning Department and prohibiting Board or Committee action on such legislation until thirty days after introduction.

Question: Shall this Motion be APPROVED?

CALLED FROM COMMITTEE

28. 060589 **[Liquor License Transfer, 845 Market Street, Space 010]**

Resolution determining that the transfer of a Type 21 off-sale general license from 1001 South Van Ness Avenue to 845 Market Street, basement of the San Francisco Centre, Space 010 to Bristol Farms Inc., will serve the public convenience and necessity of the people of the City and County of San Francisco, in accordance with Section 23958.4 of the California Business and Professions Code, with conditions.

8/15/2006, CONTINUED. Continued to September 12, 2006

9/12/2006, CONTINUED. Continued to September 19, 2006

9/19/2006, RE-REFERRED to City Operations and Neighborhood Services Committee.

3/20/2007, CALLED FROM COMMITTEE. Pursuant to Rule 5.31, Supervisor Dufty called this measure from City Operations and Neighborhood Services Committee.

Question: Shall this Resolution be ADOPTED?

SPECIAL ORDER 3:30 P.M - Recognition of Commendations

SPECIAL ORDER 4:00 P.M.

APPEAL PROCEDURES
Board Rule 4.29 provides that public hearings on appeals shall be scheduled for 4pm. If more than one public hearing is scheduled, then the Clerk, in consultation with the President, may determine the order in which the appeals will be scheduled. Second and later appeals may be scheduled at specified times later than 4 pm. An appeal shall not be heard prior to its scheduled time on the calendar, and it may not be called until the Board's consideration of appeals scheduled earlier on the calendar is completed. It is the policy of the Clerk of the Board to schedule multiple appeals in the following order at 4pm:

1. *Appeals where all parties have agreed to request a continuance or a tabling of the appeal.*
2. *Continued appeals from previous Board meetings (continued appeals will be listed in order of those closest to deadlines for Board decision).*
3. *Appeals appearing on the calendar for the first time, in chronological order of receipt by the Clerk.*
4. *Multiple appeals appearing on the calendar may be staggered at times specific, beginning at 4pm.*
5. *Appeals involving participants who have ADA considerations may be set for specific times beginning at 4pm.*

29. 070054 [Public Hearing - Appeal of Determination of Exemption from Environmental Review for 350 Masonic Avenue/2130 Golden Gate Avenue]

Hearing of persons interested in or objecting to the decision of the Planning Department dated June 14, 2006 (Case No. 2005.0156E), exempting from environmental review under Categorical Exemption, [State CEQA Guidelines, Section 15332], Class 32. The proposal to remove an existing eight-car off-street surface parking lot and demolish a 1,550-gross-square-foot (gsf) single-family residence at 2130 Golden Gate Avenue and construct an approximately 15,200-gsf structure and a 2,500-gsf underground garage. The project site is within an RH-3 (Residential, House, Three-Family) zoning district, and a 40-X height and bulk district located at 350 Masonic/2130 Golden Gate Avenues, Lots 29 and 11 in Assessor's Block 1149. (Appellant: F. Joseph Butler)

(Filed January 5, 2007; Companion measure to Files 070054, 070055, 070056, 070057; District 5.)

2/13/2007, CONTINUED. The President inquired as to whether or not any member of the public wished to address the Board.

Continued to March 20, 2007.

3/20/2007, CONTINUED. Continued to March 27, 2007.

Action:_____

Pursuant to Government Code Section 65009, the following notice is hereby given: if you challenge, in court, the categorical exemption from environmental review described above, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the Board of Supervisors at, or prior to, the public hearing.

(Only one of the following two motions should be approved.)

30. 070055 **[Affirming the categorical exemption issued for 350 Masonic/2130 Golden Gate Avenues]**
Motion affirming the determination by the Planning Department that the 350 Masonic/2130 Golden Gate Avenues project is categorically exempt from environmental review under the California Environmental Quality Act.

2/13/2007, CONTINUED. Continued to March 20, 2007.
3/20/2007, CONTINUED. Continued to March 27, 2007
Question: Shall this Motion be APPROVED?

31. 070056 **[Disapproving the categorical exemption issued for 350 Masonic/2130 Golden Gate Avenues]**
Motion disapproving the determination by the Planning Department that the 350 Masonic/2130 Golden Gate Avenues project is categorically exempt from environmental review under the California Environmental Quality Act.

2/13/2007, CONTINUED. Continued to March 20, 2007.
3/20/2007, CONTINUED. Continued to March 27, 2007.
Question: Shall this Motion be APPROVED?

32. 070057 **[Preparation of findings related to the 350 Masonic/2130 Golden Gate Avenues project]**
Motion directing the Clerk of the Board to prepare findings related to the appeal of the determination by the Planning Department that the project at 350 Masonic/2130 Golden Gate Avenues is exempt from environmental review under the California Environmental Quality Act.

2/13/2007, CONTINUED. Continued to March 20, 2007.
3/20/2007, CONTINUED. Continued to March 27, 2007.
Question: Shall this Motion be APPROVED?

COMMITTEE REPORTS

Reports from committees, if any, recommending emergency or urgent measures.

The following item will be considered by the City Operations and Neighborhood Services Committee at a Regular Meeting on Thursday, March 22, 2007 at 1:00 p.m. The Chair intends to request the Committee to send the following item to the Board as a committee report on Tuesday, March 27, 2007.

33. 070043 **[Liquor License Transfer, 46 Minna Street]**
Resolution determining that the transfer of a Type 48 on-sale general public premises license from 877 Bryant Street to 46 Minna Street (District 6) to Robert Nunez, Martel Tolor, Jacek Ostoya, and Nabiel Musleh for Harolt will serve the public convenience and necessity of the people of the City and County of San Francisco, in accordance with Section 23958.4 of the California Business and Professions Code, with conditions.

Question: Shall this Resolution be ADOPTED?

The following item will be considered by the City Operations and Neighborhood Services Committee at a Special Meeting on Tuesday, March 27, 2007 at 10:00 a.m. The Chair intends to request the Committee to send the following item to the Board as a committee report on Tuesday, March 27, 2007.

34. 070085 **[Plastic Bag Reduction Ordinance]**
Supervisors Mirkarimi, Ammiano, McGoldrick, Daly, Sandoval, Peskin, Maxwell
Ordinance amending the San Francisco Environment Code by adding Chapter 17, sections 1701 through 1709, to: (1) require the use of compostable plastic, recyclable paper and/or reusable checkout bags by stores located in the City and County of San Francisco, and (2) provide penalties for violations.

2/13/2007, SUBSTITUTED. Supervisor Mirkarimi submitted a substitute ordinance bearing new title.

Question: Shall this Ordinance be PASSED ON FIRST READING?

35. ROLL CALL FOR INTRODUCTIONS

Roll call for introduction of ordinances, resolutions, charter amendments, requests for hearings, letters of inquiry, letters of request to the City Attorney and Board Members' reports on their regional body activities.

36. PUBLIC COMMENT

An opportunity for members of the public to directly address the Board on items of interest to the public that are within the subject matter jurisdiction of the Board, including items being considered today which have not been considered by a Board committee and excluding items which have been considered by a Board committee. Members of the public may address the Board for up to three minutes. Each member of the public will be allotted the same number of minutes to speak, except that public speakers using translation assistance will be allowed to testify for twice the amount of the public testimony time limit. If simultaneous translation services are used, speakers will be governed by the public testimony time limit applied to speakers not requesting translation assistance. The President or the Board may limit the total testimony to 30 minutes.
Members of the public who want a document placed on the overhead for display should clearly state such and subsequently remove the document when they want the screen to return to live coverage of the meeting.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures are introduced for adoption without committee reference. A unanimous vote is required for adoption of a resolution today. Any Supervisor may require any resolution to go to committee.

Items 37 through 46

37. 070373 **[Honoring Agnes Cassidy on her 100th birthday.]**
Supervisors Dufty, Maxwell
Resolution honoring Agnes Cassidy on her 100th birthday.

3/20/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

38. 070374 **[Urging the United States Congress to save the Commodity Supplemental Food Program (CSFP), restore the thousands of Seniors cut from the program last year and to expand the program to meet the increasing need for America's Seniors.]**

Supervisors Dufty, Daly

Resolution urging the United States Congress to save the Commodity Supplemental Food Program (CSFP), restore the thousands of Seniors cut from the program last year and to expand the program to meet the increasing need for America's Seniors.

3/20/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING

Question: Shall this Resolution be ADOPTED?

39. 070375 **[Commending Gloria Young]**

Supervisor Peskin

Resolution commending Gloria Young for her distinguished service as Clerk of the Board of Supervisors, Legislative Administrator and City Clerk of the City and County of San Francisco.

3/20/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

40. 070376 **[Declaring World Water Day on March 22, 2007.]**

Supervisor Mirkarimi

Resolution declaring March 22, 2007 as World Water Day in the City and County of San Francisco.

3/20/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

41. 070377 **[Extending review time for landmark tree designation at 733 27th Avenue.]**

Supervisor McGoldrick

Resolution extending the landmark tree designation review period for a holly at 733 27th Avenue (Assessor's Block 1617, Lot 003) for an additional 90 days beyond the 180-day temporary landmark tree designation term in accordance with Public Works Code Section 810(d) and requesting other official acts in connection with this extension.

3/20/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

42. 070378 **[Urging the Taxi Commission to resolve the outstanding issues of limousines competing unfairly with Taxis for fares in San Francisco's Hospitality Industry.]**

Supervisor Ammiano

Resolution urging the Taxi Commission to resolve the outstanding issues of limousines competing unfairly with taxis for fares in San Francisco's Hospitality Industry.

3/20/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

43. 070379 **[Requesting the amendment of the Metropolitan Transportation Commission.]**
Supervisor Ammiano
Resolution requesting the amendment of the Metropolitan Transportation Commission Act to provide for the appointee of the Mayor to serve at the pleasure of the Mayor.

3/20/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

44. 070380 **[Celebrating Norooz]**
Supervisor Mirkarimi
Resolution celebrating the Persian New Year of Norooz and proclaiming March 20, 2007, the first day of Norooz.

3/21/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

45. 070356 **[Final Map - 906-910 Union Street and 9 Redfield Alley]**
Motion approving Final Map 3274, a Five Unit Residential Condominium Project, located at 906-910 Union Street and 9 Redfield Alley being a subdivision of Lot 4A in Assessors Block No. 0099 and adopting findings pursuant to the General Plan and City Planning Code Section 101.1.
(Public Works Department)

3/16/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

46. 070357 **[Final Map - 900 Northpoint Street]**
Motion approving Final Map 3909, a 56 Commercial Unit Condominium Project, located at 900 Northpoint Street being a subdivision of Lot 001 in Assessors Block No. 0452 and adopting findings pursuant to the General Plan and City Planning Code Section 101.1
(Public Works Department)

3/16/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

*Questions on the For Adoption Without Committee Reference Agenda:*_____

47. IMPERATIVE AGENDA

Resolution(s), if any, to be adopted within limits imposed by the Sunshine Ordinance and the Ralph M. Brown Act, introduced today, not on the printed agenda. For such resolutions to be considered, the Board must first adopt the Serious Injury Finding or the Purely Commendatory Finding and the Brown Act Finding. Each motion requires 8 votes or a unanimous 6 or 7. A unanimous vote is required for the resolution(s).

[Serious Injury Finding]
Motion that the Board find that for the resolution(s) being considered at this time "the need to take action is so imperative as to threaten serious injury to the public interest if action is deferred to a later meeting."

[Purely Commendatory Finding]
Motion that the Board find that the resolution(s) being considered at this time are purely commendatory.

[Brown Act Finding]
Motion that the Board find by roll call vote that for the resolutions being considered at this time there is a need to take immediate action and the need to take action came to the attention of the City and County of San Francisco after the agenda was posted.

OFF-AGENDA LEGISLATION

PROPOSED ORDINANCES

Proposed ordinances received from March 13, 2007 through March 19, 2007, for reference by President to appropriate committee on March 27, 2007.
None.

PROPOSED RESOLUTIONS

Proposed resolutions received from March 13, 2007 through March 19, 2007, for reference by President to appropriate committee on March 27, 2007.

070358 **[Extending to October 1, 2007 the Cooperative Agreement between the Treasure Island Development Authority and the U.S. Navy through which the Authority provides caretaker services at former Naval Station Treasure Island]**
Resolution approving and authorizing the Treasure Island Development Authority to enter into a modification to the Cooperative Agreement with the Navy to extend the Cooperative Agreement retroactively from September 30, 2006 to October 1, 2007.
(Treasure Island Development Authority)

3/19/2007, RECEIVED AND ASSIGNED to Budget and Finance Committee.

070359 **[Approving a Memorandum of Understanding between the Treasure Island Development Authority and the City and County of San Francisco relating to staffing and oversight of the Treasure Island Project Office]**

Resolution approving and authorizing the Treasure Island Development Authority to enter into a Memorandum of Understanding appointing the City and County of San Francisco, acting by and through the Office of the City Administrator, as its agent to provide services to carry out the day-to-day operations of the Treasure Island Development Authority and to provide oversight to the Treasure Island Project Office for the term beginning retroactively on July 1, 2006.
(Treasure Island Development Authority)

3/19/2007, RECEIVED AND ASSIGNED to Budget and Finance Committee.

070360 **[Board of Supervisors Resolution re Refunding Bond and Swaps Authorization]**

Resolution approving the issuance of up to $1,400,000,000 aggregate principal amount of San Francisco International Airport second series revenue refunding bonds for the purpose of refinancing bonds and subordinate bonds of the Airport Commission; Approving the maximum interest rate, notional amount and term of certain interest rate swap transactions in connection with such refunding bonds; Approving Assured Guaranty Corp. and CIFG Assurance North America, Inc. as providers of reserve fund surety bonds and the forms of reimbursement agreement relating thereto; and approving certain related matters.
(Airport Commission)

3/19/2007, RECEIVED AND ASSIGNED to Budget and Finance Committee.

070387 [Petitions and Communications]

Petitions and Communications received from March 13, 2007 through March 19, 2007 for reference by the President to March 27, 2007.

From Brock Groth, suggesting to the Board, that instead of changing the type of shopping bags there should be a charge to the consumer for every bag used to encourage shoppers to use fewer bags and the money raised to be used to clean-up the City. File 070085, Copy: Each Supervisor (1)

From Office of the Clerk of the Board, submitting From 700 Statement of Economic Interests from: (2)
Andrew Murray, Sr. Legislative Analyst
Dawn Duran, Assessment Appeals Board Administrator
Bree Mawhorter, Legislative Aide to Supervisor Alioto-Pier
Debra Newman, Budget Analyst

From Mayor's Office of Housing, submitting request for approval for the release of $5,000,000 in HOME funds put on reserve by the Board last year in Resolution 275-06 approving the 2006-2007 HOME Investment Partnership Program. (3)

From Minnie Hanover, commenting on the anti-war resolution introduced by Supervisor Daly. File 070305, Copy: Each Supervisor (4)

From Luce Forward, Attorneys at Law, regarding Withdrawal of Appeal of Issuance of Categorical Exemption For Addition of an Existing Building at 120 Howard Street. File 070163, Copy: Each Supervisor (5)

From concerned citizens, urging the Board to support the CEQA appeal of 869 North Point. File 070155, Copy: Each Supervisor, 4 letters (6)

From Little House Commission, requesting the Board to grant a continuance on the CEQA appeal of 869 North Point so that it may be heard by the full Board. File 070155, Copy: Each Supervisor, (7)

From Little House Commission, submitting copy of email to Planning Department regarding the CEQA appeal for 869 North Point. File 070155, Copy: Each Supervisor, 2 letters (8)

From Department of Public Works, regarding status on removing multiple potholes in various locations in District 5. (Reference 20070206-001) Copy: Supervisor Mirkarimi (9)

From Department of Public Works, regarding status on repairing multiple potholes at the intersection of 19th Avenue and Irving. (Reference 20070123-015) Copy: Supervisor Mirkarimi (10)

From Department of Public Works, regarding status on repairing multiple potholes in various locations in District 5. (Reference 20070109-008) Copy: Supervisor Mirkarimi (11)

From Department of Public Works, regarding status on removing graffiti from news stands at various locations in District 5. (Reference 20070213-006) Copy: Supervisor Mirkarimi (12)

From Department of Public Works, regarding status on removing graffiti from light boxes at various locations in District 5. (Reference 20070213-006) Copy: Supervisor Mirkarimii (13)

From Municipal Transportation Agency, regarding status on replacing street signage at various locations in District 5. (Reference 20070109-002) Copy: Supervisor Mirkarimi (14)

From concerned citizens, urging the Board to approve the Plastic Bag Reduction Ordinance. File 070085, Copy: City Operations & Neighborhood Services Committee Members, Over 300 letters (15)

From Robert Page, submitting support for the 6-month trial closure of JFK Drive on Saturdays. File 070269, Copy: Each Supervisor (16)

From Christian Holmer, regarding immediate disclosure requests from various departments. 2 letters (17)

From SF Fire Department, submitting copy of S.F. Administrative Code Chapters 12B and 14B Waiver Request Form (HRC Form 201) submitted to the Human Rights Commission. (18)

From Miller Starr Regalia, regarding the March 19, 2007 consideration of request for General Plan amendment for 1167 Market Street (Trinity Plaza) File 070194, Copy: Land Use Committee Members, 2 letters (19)

From Municipal Transportation Agency, regarding status on review of all-way STOP controls at 10th Avenue and Pacheco Street. (Reference 20070213-015)
Copy: Supervisor Elsbernd (20)

From SF Port, regarding as-needed professional service contracts for Fiscal Year 2006-2007; second quarter report for the period October 1, 2006 through December 31, 2006. (21)

From Office of the City Administrator, regarding the Annual Joint Fundraising Drive. File 070226 (22)

From Kevin Reed, commenting on the Medical Cannabis Card program in California being in jeopardy. (23)

From Senior Action Network, urging the Board to enforce all sidewalk laws and protect pedestrian rights. (24)

From Joshua Alexander, submitting support to implement Community Choice Energy in San Francisco. Copy: Each Supervisor (25)

From Christine Haines, commenting on the BattleCry convention held in San Francisco. Copy: Each Supervisor (26)

From Isalam, Bethesda, Mizpah, regarding the City of San Francisco. (27)

From Office of the Clerk of the Board, submitting notice of Mayor Newsom's appointment of Richard Benjamin to the Taxi Commission. (28)

From Dr. Ahimsa Porter Sumchai, regarding Showdown Hunters Point Shipyard 2007. 2 letters (29)

From Phoebe Williams, submitting copy of letter to SF Housing Authority regarding her daughter's application for public housing. (30)

From Hamilton Family Center, submitting Annual Report for the period July 1, 2005 to June 30, 2006 for the Hamilton Family Center. (31)

From CA Department of Transportation, submitting notice for public review: State of California, Department of Transportation Application for Assumption of Federal Highway Administration Responsibilities Pursuant to the Surface Transportation Project Delivery Pilot Program, 23 CFR 773, March 2007. (32)

From Animal Control and Welfare Commission, submitting to the Board a proposal for the Pet-Friendly Rent Control Waiver Recommendation. (33)

From Animal Control and Welfare Commission, urging the Board to allocate funds to the Department of Recreation and Parks to dispose of the African clawed frogs and the treating and disposal of tainted mud that has ruined the lily pond and endangered the park system. (34)

From Planning Department, submitting copy of response to email from Little House Commission regarding the CEQA appeal for 869 North Point. File 070155, Copy: Each Supervisor, 2 letters (35)

From Dr. Ahimsa Porter Sumchai, commenting on the Florida-based developer Lennar Corporation. Copy: Supervisor Maxwell, 2 letters (36)

From Daniel A. Dougan, regarding the inordinate number of Medical Marijuana dispensaries in District 6. (37)

From Human Services Agency, submitting notice that the Department of Human Services has requested a waiver from compliance with Chapter 12B of the City's Administrative Code. (38)

From Recreation and Parks Department, regarding release of reserve for Golf Fund. (39)

From SF War Memorial and Performing Arts Center, regarding the Capital Planning Committee's recommendations for the Veterans Building Seismic and Life Safety Retrofit. Copy: Each Supervisor (40)

From Office of the City Administrator, regarding the proposed contract for refuse removal services at City facilities. File 070292, Copy: Budget and Finance Committee Members (41)

From Planning Department, regarding status on removing general advertising signs from various locations in District 1. (Reference 20070123-004) Copy: Supervisor McGoldrick (42)

From Planning Department, submitting to the Board documentation in response to the Appeal of Categorical Exemption for 869 North Point Street. File 07155, Copy: Each Supervisor, City Attorney (43)

From Steven Zeluck, commenting on second-hand smoke at MUNI bus stops in San Francisco. Copy: Each Supervisor (44)

From Planning Department, submitting response to Clerk of the Board regarding second past due notice to inquiry from Supervisor McGoldrick regarding removal of advertising signs in District 1. (45)

From Department of Public Works, regarding status on removing graffiti from public property at various locations in District 5. (Reference 20070213-002) Copy: Supervisor Mirkarimi (46)

From Department of Public Works, regarding status on removing graffiti from mailboxes at the following locations: Southeast corner of Steiner and Geary and Southwest corner of Gough and Grove. (Reference 20070213-007) Copy: Supervisor Mirkarimi (47)

From Department of Public Works, regarding status on removing graffiti from the utility pole at the following location: Southeast corner Turk and Scott (Wooden Poles). (Reference 20070213-011) Copy: Supervisor Mirkarimi (48)

Department of Public Works, regarding status on removing graffiti from the wall at the playground at Newcomer High School located on 6th Avenue between Irving and Judah and repair of the sidewalk at the back side of Ida B. Wells School, around a tree on Fell Street between Pierce and Steiner. (Reference 20061205-006) Copy: Supervisor Mirkarimi (49)

From Department of Public Works, regarding status on removing graffiti from news stands at various locations in District 5. (Reference 20070123-013) Copy: Supervisor Mirkarimi (50)

From Department of Public Works, regarding status on removing graffiti from public property located in various locations in District 5. (Reference 20070123-012) Copy: Supervisor Mirkarimi (51)

From Office of the Controller/City Services Auditor, submitting report concerning the review of Kezar Parking Lot operated by ABC Parking. (52)

From Bernard Schweigert, regarding a possible violation of the stated goals of the San Francisco Department of Environment. (53)

From Francisco Da Costa, regarding the East Palo Alto "Goin' Smart" Youth Summit 2007. (54)

From concerned citizen, commenting on the Metro extension to Chinatown from Bayveiw Hunters Point. Copy: Supervisor Peskin (55)

From Christian Holmer, regarding immediate disclosure request from various departments. (56)

From Lisa A. Harpenau, commenting on an article published in the Examiner newspaper regarding car campers along Great Highway. 2 letters, Copy: Each Supervisor (57)

From Harald Frohlich, commenting on the City of San Francisco installing surveillance cameras in public areas. (58)

From Ralph Daniels, regarding the impeachment of President Bush and Vice President Dick Cheney. (59)

From Medea Isphording Bern, urging the Board to approve the San Francisco Marina Renovation FEIR. File 070152, Copy: Each Supervisor (60)

From Joe Butler, AIA, submitting correspondence from the MEA Planner commenting on his professional qualifications. File 070155, Copy: Each Supervisor (61)

From Building Inspection Commission/Department of Building Inspection, regarding positions either vacant or filled on an interim basis for the Access Appeals Commission, Board of Examiners, Code Advisory Committee, and the Unreinforced Masonry Board. Copy: Rules Committee Clerk (62)

From concerned citizens, urging the Board to support the Clean Construction Ordinance. File 061432, Copy: Each Supervisor, Over 200 letters (63)

From concerned citizens, urging the Board to seek a humane method of dealing with the African clawed frogs residing in Golden Gate Park's lily pond. Over 100 letters (64)

From Department of Public Works, regarding status on removing graffiti at various locations in District 5. (Reference 20070123-008) Copy: Supervisor Mirkarimi (65)

From Dr. Ahimsa Porter Sumchai, regarding employees suing Hunters Point developer for discrimination. Copy: Supervisor Maxwell (66)

From Dr. Ahimsa Porter Sumchai, commenting on Arc Ecology. (67)

From Dr. Ahimsa Porter Sumchai, regarding complaints filed with the Ethics Commission. (68)

From Francisco da Costa, commenting on the state of safety in San Francisco. Copy: Public Safety Committee Members (69)

From Chip Sutherland, commenting on the conditions of South Park, located between Second and Third Streets, which prevent families in the neighborhood from using the park. Copy: Supervisor Daly (70)

From Department of Public Works, regarding status of removing graffiti from light boxes and phone switch boxes at various locations in District 5. (Reference 20070123-009) Copy: Supervisor Mirkarimi (71)

From Department of Public Works, regarding status of removing graffiti from the public property at various locations in District 5. (Reference 20070123-011) Copy: Supervisor Mirkarimi (72)

From K. C. Rourke, regarding a possible solution to crowded downtown areas where traffic and parking are a nightmare. Copy: Each Supervisor (73)

ADJOURNMENT

BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO

AGENDA

Legislative Chamber - Second Floor
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689
Tuesday, April 10, 2007 2:00 PM

Regular Meeting

9:45 a.m.
DOCUMENTS DEPT.
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AARON PESKIN, PRESIDENT
MICHELA ALIOTO-PIER, TOM AMMIANO, CHRIS DALY,
BEVAN DUFTY, SEAN ELSBERND, ED JEW, SOPHIE MAXWELL,
JAKE McGOLDRICK, ROSS MIRKARIMI, GERARDO SANDOVAL

Agendas of the Board of Supervisors are available on the internet at www.ci.sf.ca.us/bdsupvrs

BOARD COMMITTEES

Committee Membership	Meeting Days
Budget and Finance Committee Supervisors Daly, Ammiano, Dufty, Mirkarimi, Sandoval	Wednesday 1:00 PM
City and School District Select Committee Supervisors Dufty, Mirkarimi, Maxwell, Commissioners Kim, Mendoza, Wynns	1st and 3rd Thursday 3:30 PM
City Operations and Neighborhood Services Committee Supervisors McGoldrick, Alioto-Pier, Jew	2nd and 4th Thursday 1:00 PM
Government Audit and Oversight Committee Supervisors Elsbernd, Alioto-Pier, Daly	1st and 3rd Monday 10:00 AM
Land Use and Economic Development Committee Supervisors Maxwell, Sandoval, McGoldrick	Monday 1:00 PM
Public Safety Committee Supervisors Mirkarimi, Maxwell, Dufty	2nd and 4th Monday 10:00 AM
Rules Committee Supervisors Ammiano, Elsbernd, Peskin	1st and 3rd Thursday 10:00 AM

First-named Supervisor/Commissioner is Chair, Second-named Supervisor/Commissioner is Vice-Chair, of the Committee.

Board Meeting Procedures

The Board of Supervisors is the Legislative Body of the City and County of San Francisco. The Board considers ordinances and resolutions, most of which have been the subject of hearings before the standing committees of the board at which members of the public are urged to testify. The full Board does not hold a second public hearing on measures which have been heard in committee.

Board procedures do not permit: 1) persons in the audience to vocally express support or opposition to statements by Supervisors or by other persons testifying; 2) ringing and use of cell phones, pagers and similar sound-producing electronic devices, (Violators may be removed from the meeting room.) 3) signs to be brought into the meeting or displayed in the room; and 4) standing in the Legislative Chamber.

Citizens are encouraged to testify at Board hearings and to write letters to the Board and to its members, City Hall, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102.

USING LAPTOP COMPUTERS FOR PRESENTATIONS: Please contact City Hall Media Services at (415) 554-4933 to coordinate the use of laptop computers for presentations at the meeting. Computers to be used are required to be tested in advance. The presenter should arrive 30 minutes prior to the meeting to connect and test their computer.

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Requests for language interpreters at a meeting must be received at least 48 hours in advance of the meeting to help ensure availability. Contact Madeleine Licavoli at (415) 554-7722.

AVISO EN ESPAÑOL: La solicitud para un traductor en una reunion debe recibirse antes de mediodia de el viernes anterior a la reunion. Llame a Erasmo Vazquez (415) 554-4909.

翻譯 *必須在會議前最少四十八小時提出要求*
請電 (415) 554-7701

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The nearest accessible BART station is Civic Center (Market/Grove/Hyde Streets). Accessible MUNI Metro lines are the J, K, L, M, and N (Civic Center or Van Ness Stations). MUNI bus lines serving the area are the 47 Van Ness, 9 San Bruno, and the 6, 7, 71 Haight/Noriega. For more information about MUNI accessible services, call (415) 923-6142.

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In order to assist the City's efforts to accommodate persons with severe allergies, environmental illness, multiple chemical sensitivity or related disabilities, attendees at public meetings are reminded that other attendees may be sensitive to perfumes and various other chemical-based scented products. Please help the City to accommodate these individuals.

Know Your Rights Under the Sunshine Ordinance

Government's duty is to serve the public, reaching its decision in full view of the public. Commissions, boards, councils and other agencies of the City and County exist to conduct the people's business. This ordinance assures that deliberations are conducted before the people and that City operations are open to the people's review.

For information on your rights under the Sunshine Ordinance (Chapter 67 of the San Francisco Administrative Code) or to report a violation of the ordinance, contact Frank Darby by mail to Sunshine Ordinance Task Force, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco CA 94102, by phone at (415) 554-7724, by fax at (415) 554-7854 or by email at sotf@sfgov.org

Citizens may obtain a free copy of the Sunshine Ordinance by contacting Mr. Darby or by printing Chapter 67 of the San Francisco Administrative Code on the Internet, at http://www.sfgov.org/sunshine

Lobbyist Registration and Reporting Requirements

Individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [SF Campaign & Governmental Conduct Code Sec. 2.100] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the San Francisco Ethics Commission at 30 Van Ness Avenue, Suite 3900, San Francisco, CA 94102; telephone (415) 581-2300; fax (415) 581-2317; web site www.sfgov.org/ethics

ROLL CALL AND PLEDGE OF ALLEGIANCE

APPROVAL OF MEETING MINUTES

Motion to approve Board Meeting Minutes for March 13, 2007.

AGENDA CHANGES

COMMUNICATIONS

Note: Each item on the Consent or Regular agenda may include the following documents:

1) Legislation
2) Budget Analyst report
3) Legislative Analyst report
4) Department or Agency cover letter and/or report
5) Public correspondence

These items will be available for review at City Hall, Room 244, Reception Desk.

SPECIAL ORDER 2:00 P.M. - Mayor's Appearance Before The Board

(This item will be read at the third regularly scheduled Board meeting of every month)

The following is a time dedicated for the Mayor to discuss with the Board of Supervisors issues pertaining to the governance of the City and County of San Francisco. The Board of Supervisors offers this time for dialogue on the third regularly scheduled Board meeting of every month pursuant to the will of the voters as expressed in Proposition I in November of 2006.

Should the Mayor fail to appear after five minutes of the item being called, the Clerk shall remove the item from the Board's agenda, and the item shall not be considered by the Board. Should the Mayor appear and the Board therefore consider this item, public comment for this item will take place during public comment.

CONSENT AGENDA

All matters listed hereunder constitute a Consent Agenda, are considered to be routine by the Board of Supervisors and will be acted upon by a single roll call vote of the Board. There will be no separate discussion of these items unless a member of the Board so requests, in which event the matter shall be removed from the Consent Agenda and considered as a separate item.

Items 1 through 10

Recommendations of the City Operations and Neighborhood Services Committee

Present: Supervisors McGoldrick, Alioto-Pier, Jew

1.* 061513 **[Liquor License Transfer, 450 Rhode Island]**
Resolution determining that the transfer of a Type 20 off-sale beer and wine license from 1801 San Jose Avenue to 450 Rhode Island Street, and the issuance of a Type 41 on-sale beer and wine eating place license at the same location, to Anthony M. Gilmore for Whole Foods Market California, Inc. dba Whole Foods Market, will serve the public convenience and necessity of the people of the City and County of San Francisco, in accordance with Section 23958.4 of the California Business and Professions Code, with conditions.

Question: Shall this Resolution be ADOPTED?

2. 061662 **[Liquor License Transfer, 83 First Street]**
Resolution determining that the transfer of a Type 48 on-sale general public premises license from 7404 Mission Street to 83 First Street to Mark E. Rennie for The Bar Downtown, LLC dba The Bar Downtown, will serve the public convenience and necessity of the people of the City and County of San Francisco, in accordance with Section 23958.4 of the California Business and Professions Code, with conditions.

Question: Shall this Resolution be ADOPTED?

3. 070228 **[County Refugee Services Plan]**
Resolution approving the City and County of San Francisco's Refugee Services Annual Plan for federal fiscal year 2006-2007.
(Human Services Department)

Question: Shall this Resolution be ADOPTED?

Recommendations of the Rules Committee

Present Supervisors Ammiano, Elsbernd, Peskin

4. 061695 **[Assessment Appeals Boards: expanding Board Two jurisdiction]**
Supervisor Peskin
Ordinance amending Administrative Code Chapter 2B "Assessment Appeals Boards" by amending Section 2B.6 and Section 2B.13 to expand the jurisdiction of Board Two (1) from less than $20,000,000 to less than $50,000,000 maximum assessed roll value, and (2) to include jurisdiction over residential property of four units or less in the downtown and south of Market areas that are currently excluded from Board Two jurisdiction.

3/27/2007, PASSED ON FIRST READING.
Question: Shall this Ordinance be FINALLY PASSED?

5. 070122 **[Conflict of Interest Code Amendments]**
Supervisor Elsbernd
Ordinance amending Chapter 1 of Article III of the Campaign and Governmental Conduct Code by amending sections 3.102.5, 3.1-105, 3.1-120, 3.1-145, 3.1-150, 3.1-155, 3.1-160, 3.1-175, 3.1-195, 3.1-205, 3.1-207, 3.1-218, 3.1-230, 3.1-242, 3.1-245, 3.1-252, 3.1-265, 3.1-267, 3.1-270, 3.1-275, 3.1-285, 3.1-312, 3.1-315, 3.1-320, 3.1-325, 3.1-335, 3.1-340, 3.1-345, 3.1-350, 3.1-365, 3.1-375, 3.1-390, 3.1-395, 3.1-420, 3.1-435, 3.1-440, 3.1-445, and 3.1-500; renumbering sections 3.1-252, 3.1-265, and 3.1-375 as sections 3.1-255, 3.1-362 and 3.1-252, respectively; deleting sections 3.1-109, 3.1-168, 3.1-170, 3.1-220, 3.1-222, 3.1-290, 3.1-400, 3.1-423, and 3.1-430; and adding sections 3.1-108, 3.1-193, 3.1-251, 3.1-253, and 3.1-457, all to update the list of designated employees who must file financial disclosure statements, to modify the applicable disclosure categories, and to clarify that consultants for each City agency must file financial disclosures in disclosure category 1 unless the agency's director has indicated otherwise.
(Clerk of the Board)

2/27/2007, SUBSTITUTED. Clerk of the Board submitted a substitute ordinance bearing same title.

3/27/2007, PASSED ON FIRST READING. Supervisor Elsbernd added as a co-sponsor.
Question: Shall this Ordinance be FINALLY PASSED?

6. 070109 **[Settlement of Lawsuit - Harvey John Merk]**
Ordinance authorizing settlement of the lawsuit filed by Harvey John Merk against the City and County of San Francisco for $135,000; the lawsuit was filed on August 5, 2005 in San Francisco Superior Court, Case No. 443-654; entitled Harvey John Merk, et al., v. City and County of San Francisco, et al.
(City Attorney)

3/27/2007, PASSED, ON FIRST READING.
Question: Shall this Ordinance be FINALLY PASSED?

7. 070293 [Settlement of Lawsuit - Marnie Carter]

Ordinance authorizing settlement of the lawsuit filed by Marnie Carter against the City and County of San Francisco for $100,000; the lawsuit was filed on March 30, 2005 in San Francisco Superior Court, Case No. 439-948; entitled Marnie Carter, et al., v. City and County of San Francisco, et al.
(City Attorney)

3/27/2007, PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

8. 070294 [Settlement of Lawsuit - Adrienne Hogan]

Ordinance authorizing the settlement of a lawsuit filed by Adrienne Hogan against the City and County of San Francisco for $50,000.00 (fifty thousand dollars); the lawsuit was filed on September 19, 2005, in San Francisco Superior Court, Case No. 444952, entitled Adrienne Hogan v. City and County of San Francisco et al.
(City Attorney)

3/27/2007, PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

9. 070295 [Settlement of Lawsuit - Hattie Finn-Carter]

Ordinance authorizing the settlement of a lawsuit filed by Hattie Finn-Carter against the City and County of San Francisco, Public Utilities Commission, Kevin Lyons, Dan Gilman, and Michael Saldanha for $70,000.00 (seventy thousand dollars); the lawsuit was filed on February 13, 2006, in United States District Court for the Northern District of California, Case No. 06-1067, entitled Hattie Finn-Carter v. City and County of San Francisco, Public Utilities Commission, Kevin Lyons, Dan Gilman, and Michael Saldanha.
(City Attorney)

3/27/2007, PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

10. 070297 [Settlement of Lawsuit - San Francisco Bay Area Transit District]

Supervisor Peskin

Ordinance authorizing revised settlement of litigation brought by the San Francisco Bay Area Transit District against City and County of San Francisco in the eminent domain action entitled San Francisco Bay Area Transit District v. City and County of San Francisco, et al. (Alameda County Superior Court No. HG03-099024, filed July 7, 2003), for the principal amount of $2,367,570.

3/27/2007, PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

*Questions on the Consent Agenda are on final passage, first reading, or adoption, as indicated:*_____

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendation of the City Operations and Neighborhood Services Committee

Present: Supervisors McGoldrick, Jew, Mirkarimi

11. 070085 **[Plastic Bag Reduction Ordinance]**
Supervisors Mirkarimi, Ammiano, McGoldrick, Daly, Sandoval, Peskin, Maxwell, Alioto-Pier
Ordinance amending the San Francisco Environment Code by adding Chapter 17, sections 1701 through 1709, to: (1) require the use of compostable plastic, recyclable paper and/or reusable checkout bags by stores located in the City and County of San Francisco, and (2) provide penalties for violations.

2/13/2007, SUBSTITUTED. Supervisor Mirkarimi submitted a substitute ordinance bearing new title.

3/27/2007, PASSED ON FIRST READING.
Question: Shall this Ordinance be FINALLY PASSED?

Recommendation of the Land Use and Economic Development Committee

Present: Supervisors Maxwell, Sandoval, McGoldrick

12. 070021 **[Planning Code Amendment-Landmarking Interiors of Publicly-Accessible Buildings]**
Supervisors McGoldrick, Peskin
Ordinance amending the San Francisco Planning Code by amending Sections 1004, 1005 and 1006.7 to provide for review of proposed changes to interior architectural features of privately-owned landmark buildings where such features are in areas of the landmark that are generally accessible to members of the public; and making findings, including environmental findings and findings of consistency with the priority policies of Planning Code Section 101.1 and the General Plan.

3/27/2007, PASSED ON FIRST READING. Supervisor Peskin added as a co-sponsor.
Question: Shall this Ordinance be FINALLY PASSED?

CALLED FROM COMMITTEE

13. 060589 **[Liquor License Transfer, 845 Market Street, Space 010]**

Resolution determining that the transfer of a Type 21 off-sale general license from 1001 South Van Ness Avenue to 845 Market Street, basement of the San Francisco Centre, Space 010 to Bristol Farms Inc., will serve the public convenience and necessity of the people of the City and County of San Francisco, in accordance with Section 23958.4 of the California Business and Professions Code, with conditions.

8/15/2006, CONTINUED. Continued to September 12, 2006

9/12/2006, CONTINUED. Continued to September 19, 2006

9/19/2006, RE-REFERRED to City Operations and Neighborhood Services Committee.

3/20/2007, CALLED FROM COMMITTEE. Pursuant to Rule 5.31, Supervisor Dufty called this measure from City Operations and Neighborhood Services Committee.

3/27/2007, CONTINUED. Continued to April 10, 2007.

Question: Shall this Resolution be ADOPTED?

NEW BUSINESS

Recommendations of the Budget and Finance Committee

Present: Supervisors Daly, Ammiano, Dufty, Mirkarimi

14. 070208 **[Electronic benefit transfers, monthly pay period; deleting payment by emergency check]**
Mayor, Supervisors Ammiano, Dufty
Ordinance amending sections 20.57.6A, 20.59, 20.59.1, 20.59.3, 20.76, 20.106, and 20.206 of the San Francisco Administrative Code by: 1) authorizing the Department of Human Services (DHS) to provide aid payments in the form of electronic benefit transfers in the General Assistance program, 2) authorizing DHS to provide aid payments on a monthly basis, and 3) deleting DHS' ability to provide aid payments in the form of emegergency checks.

Question: Shall this Ordinance be PASSED ON FIRST READING?

15. 070254 **[Appropriating $19,884,652 for San Francisco General Hospital, Laguna Honda Hospital and Health Access Program expenditures to the Department of Public Health for Fiscal Year 2006-2007]**
Supervisors Ammiano, Dufty
Ordinance appropriating $19,884,652 of sources, including $9,443,985 of additional San Francisco General Hospital patient revenue, $5,000,000 of San Francisco General Hospital prior year settlements, $3,354,090 of additional Laguna Honda Hospital Medi-Cal revenue and $423,945 of Laguna Honda Hospital Distinct Part Nursing Facility federal funding and de-appropriating $1,662,632 in surplus Mental Health Program salaries and Laguna Honda Hospital Social Security budget; appropriating $19,884,652 of uses, including $12,617,977 in salaries, related fringe, overtime and materials and supplies at San Francisco General Hospital, $5,031,675 in overtime, materials and supplies, and other related expenses at Laguna Honda Hospital, and $2,235,000 for information technology infrastructure costs to implement the Health Access Program; and de-appropriating $741,973 of General Fund sources and uses to reflect prior appropriation for additional funding for HIV/AIDS related services (File No. 070123 and 070127) in the Department of Public Health for Fiscal Year 2006-2007.
(Fiscal impact.)

Question: Shall this Ordinance be PASSED ON FIRST READING?

16. 070296 **[Appropriating $4,440,000 of General Fund Reserve funding for County Jail No. 3 Construction Project legal costs]**
Ordinance appropriating $4,440,000 of General Fund Reserve funding for litigation expenses related to the County Jail No. 3 Replacement Project for Sheriff's Office through the Department of the Public Works to work order for legal services with the City Attorney's Office.
(Sheriff)
(Fiscal Impact.)

Question: Shall this Ordinance be PASSED ON FIRST READING?

17. 070298 **[Airport Commission Declaration of Emergency Contract Pursuant to Section 21.15 of the San Francisco Administration Code]**
Resolution concurring with the Airport Commission's Declaration of Emergency in response to the Transportation Security Administration's Security Directive 1542-06-01B requiring immediate additional screening of materials in the sterile areas of the Airport and approving the contract between the Airport Commission and Primeflight Aviation Services, Inc.
(Airport Commission)

Question: Shall this Resolution be ADOPTED?

18. 070309 **[Department of Elections Amendment to Current Voting Systems Contract]**
Supervisor Daly
Resolution approving the award and execution of a 17 month amendment to an existing contract by the City and County of San Francisco, through its Department of Elections (Department), with Elections Systems & Software (ES&S), for the provision of voting services and the maintenance of the current voting system.
(Fiscal Impact.)

Question: Shall this Resolution be ADOPTED?

19. 070328 **[Board Review and Approval of 2007 U.S. Department of Housing and Urban Development Continuum of Care Programs Application]**
Resolution approving the City and County of San Francisco 2007 grant application for the United States Department of Housing and Urban Development Continuum of Care Programs and fulfilling the San Francisco Board of Supervisors review and approval process for all annual or otherwise recurring grants of $5,000,000 or more.
(Human Services Department)

Question: Shall this Resolution be ADOPTED?

Recommendations of the City Operations and Neighborhood Services Committee

Present: Supervisors McGoldrick, Alioto-Pier, Jew

20. 070078 **[Healthy Products, Healthy Children Ordinance]**
Supervisor Alioto-Pier
Ordinance amending the San Francisco Health Code by re-numbering and amending Sections 34.1 through 34.3 and adding new Sections 34.1, 34.2, and 34.6 through 34.9, to: re-state the ban on toys, child care products, and child feeding products made with certain phthalates; repeal the ban on toys, child care products, and child feeding products made with Bisphenol-A, pending State action; add a new title and findings; provide for implementation and enforcement, including administrative and criminal penalties; and, add disclaimer of liability and severability clauses.

Question: Shall this Ordinance be PASSED ON FIRST READING?

21. 070229 **[Amending certain Traffic Code penalty provisions to delete outdated penalties and provisions that are repetitive of state law]**
Supervisor McGoldrick
Ordinance amending the Traffic Code by amending Sections 33.5, 37(c) and 56, and repealing Sections 38.F, 58 ½, and 130 to eliminate provisions that are repetitive of state law and remove outdated penalty provisions for school bus loading zone violations, violations of parking prohibitions for street cleaning, red, green white and blue zone violations, and parking violations on median dividers and traffic islands.
(Municipal Transportation Agency)

Question: Shall this Ordinance be PASSED ON FIRST READING?

Recommendations of the Land Use and Economic Development Committee

Present. Supervisors Maxwell, Sandoval, McGoldrick

22. 061214 **[Approving Zoning Map Amendments for the Trinity Plaza Project at Market and 8th Streets]**
Supervisor Daly
Ordinance amending the San Francisco Planning Code by amending Sectional Map 1H of the Zoning Map of the City and County of San Francisco to change the height and bulk classification of the property located at 1167 Market Street (Assessor's Block 3702, Lot No. 053), 670 Stevenson Street (Assessor's Block 3702, Lot No. 051), 693 Stevenson Street (Assessor's Block 3702, Lot No. 052), 1164 Mission Street (Assessor's Block 3702, Lot No. 039), and a portion of former Jessie Street between 7th and 8th Streets from height and bulk classifications of 120-X, 150-X and 240-S to 160-X, 180-X and 240-S; amending Sectional Map 1SU of the Zoning Map of the City and County of San Francisco to add the Trinity Plaza Special Use District; and adopting General Plan, Planning Code Section 101.1, and environmental findings.

Question: Shall this Ordinance be PASSED ON FIRST READING?

23. 061216 **[Zoning - Establishing the Trinity Plaza Special Use District at Market and 8th Streets]**
Supervisor Daly
Ordinance amending the San Francisco Planning Code by adding Section 249.34 to establish the Trinity Plaza Special Use District, encompassing the real property located at 1167 Market Street (Assessor's Block 3702, Lot No. 053), 670 Stevenson Street (Assessor's Block 3702, 5Lot No. 051), 693 Stevenson Street (Assessor's Block 3702, Lot No. 052), 1164 Mission Street (Assessor's Block 3702, Lot No. 039), and a portion of former Jessie Street between 7th and 8th Streets, to eliminate floor-area restrictions, maximum dwelling-unit density limits, and sunlight access to public sidewalk requirements, and allow exceptions through the process outlined in Planning Code Section 309 to the dwelling-unit exposure requirements; and adopting General Plan, Planning Code Section 101.1, and environmental findings.
Economic Impact

Question: Shall this Ordinance be PASSED ON FIRST READING?

24. 061217 [Trinity Plaza Development Agreement; Property at 1167 Market St., 670-693 Stevenson St., and 1164 Mission St.]

Supervisor Daly

Ordinance approving a development agreement between the City and County of San Francisco, and 1169 Market Street, LP, a California limited partnership, for certain real property located at 1167 Market Street (Assessor's Block 3702/Lot 053), 670 Stevenson Street (Assessor's Block 3702/Lot 051), 693 Stevenson Street (Assessor's Block 3702/Lot 052), 1164 Mission Street (Assessor's Block 3702/Lot 039), and a portion of former Jessie Street between 7th and 8th Streets, altogether consisting of approximately 177,295 square feet (4.07 acres) and commonly known as Trinity Plaza for a term of fifteen (15) years with a five (5) year extension option; adopting environmental, General Plan, and Planning Code Section 101.1 (b) findings; amending Administrative Code Chapters 37 and 37A by amending Sections 37.2(r)(5) and 37A.1(g) and by adding Section 37.9(a)(15), to provide that specified residential units constructed pursuant to the terms of a development agreement are subject to the City's residential rent stabilization and arbitration ordinance; and ratifying previous actions taken in connection therewith.

Question: Shall this Ordinance be PASSED ON FIRST READING?

25. 061688 [Zoning-Use of Transferable Development Rights (TDRs)]

Supervisor Daly

Ordinance amending the San Francisco Planning Code by amending Sections 123, 124, and 128 to address use of Transferable Development Rights (TDRs) under specified circumstances; and adopting findings including environmental findings and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1(b).

Question: Shall this Ordinance be PASSED ON FIRST READING?

26. 070194 [Approving a General Plan Amendment Related to the Trinity Plaza Project at Market and 8th Streets]

Ordinance amending the San Francisco General Plan by amending the height and bulk districts found on "Map 5 - Proposed Height and Bulk Districts," and referred to in Policy 13.1 of the Downtown Area Plan, for the proposed Trinity Plaza Special Use District, which encompasses the real property located at 1167 Market Street (Assessor's Block 3702, Lot No. 053), 670 Stevenson Street (Assessor's Block 3702, Lot No. 051), 693 Stevenson Street (Assessor's Block 3702, Lot No. 052), 1164 Mission Street (Assessor's Block 3702, Lot No. 039), and a portion of former Jessie Street between 7th and 8th Streets, by changing the height and bulk classification from 120-X, 150-X and 240-S to 160-X, 180-X and 240-S; adopting environmental findings and findings that the proposed General Plan amendments are consistent with the General Plan and eight Priority Policies of Planning Code Section 101.1.

(Planning Department)

Question: Shall this Ordinance be PASSED ON FIRST READING?

SPECIAL ORDER 3:00 P.M.

27. 070160 **[Public Hearing - Report of assessment costs for sidewalk and curb repairs]**
Hearing of persons interested in or objecting to report of assessment costs submitted by the Director of Public Works for sidewalk and curb repairs ordered to be performed by said Director pursuant to Sections 707 and 707.1 of the Public Works Code, the costs thereof having been paid for out of a revolving fund.

Action:_____

28. 070161 **[Report of assessment costs for sidewalk and curb repairs]**
Resolution approving report of assessment costs submitted by the Director of Public Works for sidewalk and curb repairs ordered to be performed by said Director pursuant to Sections 707 and 707.1 of the Public Works Code, the costs thereof having been paid for out of a revolving fund.

Question: Shall this Resolution be ADOPTED?

SPECIAL ORDER 3:30 P.M - Recognition of Commendations

COMMITTEE REPORTS

Reports from committees, if any, recommending emergency or urgent measures.

The following item will be considered by the Rules Committee at a Regular Meeting on Thursday, April 5, 2007 at 10:00 a.m. The Chair intends to request the Committee to send the following item to the Board as a committee report on Tuesday, April 10, 2007.

29. 070256 **[Supporting attempts in the California State Legislature to overturn the Copley decision]**
Supervisor Ammiano
Resolution urging the California State Legislature to uphold the public's right to access misconduct information about public employees by supporting legislation to overturn the Copley Decision.

Question: Shall this Resolution be ADOPTED?

The following items will be considered by the Land Use and Economic Development Committee at a Regular Meeting on Monday, April 9, 2007 at 1:00 p.m. The Chair intends to request the Committee to send the following items to the Board as a committee report on Tuesday, April 10, 2007.

30. 061529 [Residential Inclusionary Affordable Housing Requirements]

Supervisors McGoldrick, Maxwell

Ordinance approving changes to the Residential Inclusionary Affordable Housing Requirements by amending Section 315 to clarify the regulations in effect for particular projects; amending Section 315.1 to modify certain definitions related to income and sale price calculation; amending Section 315.2 to add update findings; amending Section 315.3 to conform the legislation to the requirement that the ordinance apply to all projects of 5 units or more; amending Sections 315.4 and 315.5 to establish separate requirements for buildings of 120 feet in height or greater, to clarify the requirements related to the type of on- and off-site housing required, and to establish a preference in the lottery for on- and off-site units for people who live and work in San Francisco; amending Section 315.6 to provide updated guidelines for the calculation of the in lieu fee and to allow MOH to expend funds for a study to periodically update the fee; amending Section 315.7 to change the amount of time an ownership unit shall remain affordable; amending Section 315.8 to amend certain monitoring and study obligations; and making a related change to the Jobs-Housing Linkage Program by amending Section 313.6 to make annual adjustments in the in lieu fee for that program correspond to the method used for the Residential Inclusionary Affordable Housing Program; and making findings, including findings under the California Environmental Quality Act.

11/14/06 -Economic Impact

Question: Shall this Ordinance be PASSED ON FIRST READING?

31. 070262 [Mint Plaza public improvements on a portion of Jessie and Mint Streets.]

Supervisor Daly

Ordinance approving the issuance of a major encroachment permit and encroachment maintenance agreement to Friends of Mint Plaza to permit the construction and maintenance of certain improvements on Jessie and Mint Streets,including authorization to allow certain specified uses and occupancy in said area, including café tables and chairs and moveable public seating; waiving public right-of-way occupancy assessment fees for said permit; conditionally accepting an offer from Friends of Mint Plaza for said improvements; conditionally dedicating said improvements for public use and designating portions of Jessie and Mint Streets as a public plaza; making environmental findings and findings of consistency with the General Plan and Planning Code Section 101.1; accepting offers of quitclaim deeds for abutters' rights of vehicular access to Jessie Street; and authorizing official acts in furtherance thereof.

Question: Shall this Ordinance be PASSED ON FIRST READING?

32. 070102 [Traffic regulations - vehicular closure of Jessie Street between Mint and 5th Streets]

Supervisor Peskin

Resolution approving closing Jessie Street between 5th and Mint Streets to vehicular traffic and making environmental findings and findings of consistency with the City's General Plan and priority policies of Planning Code Section 101.1.

(Parking and Traffic Department)

Question: Shall this Resolution be ADOPTED?

33. ROLL CALL FOR INTRODUCTIONS

Roll call for introduction of ordinances, resolutions, charter amendments, requests for hearings, letters of inquiry, letters of request to the City Attorney and Board Members' reports on their regional body activities.

34. PUBLIC COMMENT

An opportunity for members of the public to directly address the Board on items of interest to the public that are within the subject matter jurisdiction of the Board, including items being considered today which have not been considered by a Board committee and excluding items which have been considered by a Board committee.
Members of the public may address the Board for up to three minutes. Each member of the public will be allotted the same number of minutes to speak, except that public speakers using translation assistance will be allowed to testify for twice the amount of the public testimony time limit. If simultaneous translation services are used, speakers will be governed by the public testimony time limit applied to speakers not requesting translation assistance. The President or the Board may limit the total testimony to 30 minutes.
Members of the public who want a document placed on the overhead for display should clearly state such and subsequently remove the document when they want the screen to return to live coverage of the meeting.

CLOSED SESSION

CONFERENCE WITH CITY'S LABOR NEGOTIATORS

35. 070283 **[Closed Session - Conference with City's Labor Negotiators]**

Supervisor Peskin

Motion that the Board of Supervisors convene in closed session with the City's Labor Relations Negotiators and the Director of Human Resources, for the purpose of reviewing the City's positions in pending labor negotiations with organizations representing City employees.

This closed session is permitted by Government Code Section 54957.6, and San Francisco Administrative Code Section 67.8.

3/6/2007, CONTINUED. Continued to April 10, 2007.

Question: Shall this Motion be APPROVED?

[Elect To Disclose]
Motion that the Board finds it is in the public interest to disclose information discussed in closed session, and directs the President immediately to disclose that information.

[Elect Not to Disclose]
Motion that the Board finds that it is in the best interest of the public that the Board elect at this time not to disclose its closed session deliberations concerning the pending City Labor Negotiations. (Collective Bargaining)

CLOSED SESSION

36. 070419 **[Closed Session – Public Employee Appointment – Clerk of the Board, Legislative Administrator and City Clerk]**

Supervisor Peskin

Motion that the Board of Supervisors convene in closed session to discuss the Public Employee Appointment – Clerk of the Board, Legislative Administrator and City Clerk.

This closed session is permitted by Government Code Section 54957, and the San Francisco Administrative Code Section 67.8.

Question: Shall this Motion be APPROVED?

[Elect To Disclose]
Motion that the Board finds it is in the public interest to disclose information discussed in closed session, and directs the President immediately to disclose that information.

Elect Not to Disclose]
Motion that the Board finds that it is in the best interest of the public that the Board elect at this time not to disclose its closed session deliberations concerning the pending public employment appointment.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures are introduced for adoption without committee reference. A unanimous vote is required for adoption of a resolution today. Any Supervisor may require any resolution to go to committee.

Items 37 through 43

37. 070414 [Proclaiming December 30, 2006 as Tomasa Perez Day in San Francisco.]
Supervisor Sandoval
Resolution proclaiming December 30, 2006 as Tomasa Perez Day in San Francisco

3/27/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

38. 070415 [Proclaiming April 10, 2007 as Wayne Hemer Day in San Francisco]
Supervisor Sandoval
Resolution proclaiming April 10, 2007 as Wayne Hemer Day in San Francisco.

3/27/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

39. 070417 [Issuance and sale of tax-exempt bonds - Drew School.]
Supervisor Alioto-Pier
Resolution approving the issuance and sale of tax-exempt bonds by the California Statewide Communities Development Authority in an aggregate principal amount not to exceed $11,000,000 to finance and/or refinance various capital facilities owned by Drew School or an affiliate.

3/27/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

40. 070416 [City and School District Special Meeting]
Supervisor Dufty
Motion calling special meetings of the City and School District Select Committee of the Board of Supervisors to be held on Thursday, April 12, 2007 at 3:30 P.M. and Thursday, April 26, 2007 at 3:30 P.M.; and directing the Clerk of the Board to prepare the proper notices and postings.

3/27/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

41. 070430 **[Final Map - 2298 Lombard Street]**

Motion approving Final Map 3917, a 16 Unit Mixed-Use Condominium Project, located at 2298 Lombard Street being a subdivision of Lot 006 in Assessors Block No. 0490 and adopting findings pursuant to the General Plan and City Planning Code Section 101.1.
(Public Works Department)

3/26/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING

Question: Shall this Motion be APPROVED?

42. 070431 **[Final Map - 1314 Polk Street]**

Motion approving Final Map 3565, a 33 Unit Mixed-Use Condominium Project, located at 1314 Polk Street being a subdivision of Lot 5 in Assessors Block No. 0668 and adopting findings pursuant to the General Plan and City Planning Code Section 101.1.
(Public Works Department)

3/26/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

43. 070440 **[Final Map for Block 10A, Planned Development, Mission Bay South]**

Motion approving Final Map Tract 3715, Planned Development, Mission Bay (Block 10A), a one-lot subdivision for Condominium purposes, being a Planned Development of Assessor's Block 8720, Lot 17; and adopting findings pursuant to the General Plan and City Planning Code Section 101.1 and the Mission Bay South Redevelopment Plan and Plan Documents.
(Public Works Department)

3/30/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

*Questions on the For Adoption Without Committee Reference Agenda:*_____

44. IMPERATIVE AGENDA

Resolution(s), if any, to be adopted within limits imposed by the Sunshine Ordinance and the Ralph M. Brown Act, introduced today, not on the printed agenda. For such resolutions to be considered, the Board must first adopt the Serious Injury Finding or the Purely Commendatory Finding and the Brown Act Finding. Each motion requires 8 votes or a unanimous 6 or 7. A unanimous vote is required for the resolution(s).

[Serious Injury Finding]
Motion that the Board find that for the resolution(s) being considered at this time "the need to take action is so imperative as to threaten serious injury to the public interest if action is deferred to a later meeting."

[Purely Commendatory Finding]
Motion that the Board find that the resolution(s) being considered at this time are purely commendatory.

[Brown Act Finding]
Motion that the Board find by roll call vote that for the resolutions being considered at this time there is a need to take immediate action and the need to take action came to the attention of the City and County of San Francisco after the agenda was posted.

OFF-AGENDA LEGISLATION

PROPOSED ORDINANCES

Proposed ordinances received from March 20, 2007 through April 2, 2007, for reference by President to appropriate committee on April 10, 2007.

070418 **[Settlement of Lawsuit - Andrew Marconi]**
Ordinance authorizing settlement of the lawsuit filed by Andrew Marconi against the City and County of San Francisco for $82,500; the lawsuit was filed on April 18, 2005 in United States District Court, Case No. C05-1978 CW; entitled Andrew Marconi, et al., v. City and County of San Francisco, et al. (City Attorney)

3/28/2007, RECEIVED AND ASSIGNED to Rules Committee.

PROPOSED RESOLUTIONS

Proposed resolutions received from March 20, 2007 through April 2, 2007, for reference by President to appropriate committee on April 10, 2007.

070390 **[STOP Intersections]**
Resolution designating certain intersections as "STOP" intersections.

STOP SIGNS – ESTABLISH
40th Avenue at Geary Boulevard, establishing an All-Way STOP control intersection; and,
Anza Vista Avenue at Baker Street, stopping the stem of this T-intersection.
(Parking and Traffic Department)
(3/15/07: Categorically exempt from Environmental Review Class 1(c)(9) changes in the traffic and parking regulations where such changes do not establish a higher speed limit or result in more than a negligible increase in the use of the street; DPT Order No. 3327.)

3/21/2007, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.
3/30/2007, TRANSFERRED to Land Use and Economic Development Committee.

070391 **[Traffic Regulations]**

Resolution enacting and rescinding traffic regulations on various streets.

NO LEFT TURNS, 7 AM TO 7 PM EVERYDAY - ESTABLISH
5th Street, southbound, onto Mission Street.

CROSSWALK CLOSURE - ESTABLISH
Sagamore Street at San Jose Avenue (Closing the easternmost crosswalk as part of a plan to signalize the existing crosswalk crossing Sagamore Street at Plymouth Avenue. The westernmost crosswalk will remain).
(Parking and Traffic Department)

(3/15/07 - Categorically exempt from Environmental Review Class 1(c)(9) changes in the traffic and parking regulations where such changes do not establish a higher speed limit or result in more than a negligible increase in the use of the street; DPT Order No. 3327.)

3/21/2007, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

3/30/2007, TRANSFERRED to Land Use and Economic Development Committee.

070392 **[Parking Regulations]**
Resolution enacting and rescinding parking regulations at various locations.

PARKING METER AREA NO. 3 (2-HOUR PARKING TIME LIMIT, 9 AM - 6 PM, MONDAY THROUGH SATURDAY) - ESTABLISH
Geary Boulevard, north side, from Scott Street to 162 feet west of Divisadero Street.

UNMETERED MOTORCYCLE PARKING - ESTABLISH
2921 Washington Street, south side, between the driveways in front of the main entrance to create four motorcycle parking spaces.

PERPENDICULAR (90-DEGREE ANGLE) PARKING - ESTABLISH
Dorado Terrace, west side, in front of #41 Dorado Terrace to #79 Dorado Terrace; and,
Dorado Terrace, east side, from #312 to #224 Dorado Terrace (to legalize existing conditions)

TWO-HOUR PARKING TIME LIMIT, 9 AM - 6 PM, MONDAY THROUGH SATURDAY - ESTABLISH
Indiana Street, both sides, between Cesar Chavez and Marin Streets (1600 block);
and,
Indiana Street, west side, between Marin and Tulare Streets (1700 block).

PARKING METERS (2-HOUR PARKING TIME LIMIT, 9 AM - 6 PM, MONDAY THROUGH SATURDAY) - ESTABLISH
Castro Street, east side, from Jersey Street to 96 feet southerly (eight parking spaces).

TOW-AWAY, NO STOPPING ANYTIME - ESTABLISH
Lisbon Street, west side, from Avalon Avenue to 20 feet northerly.

TOW-AWAY, NO STOPPING ANYTIME – ESTABLISH
Lisbon Street, east side, from Avalon Avenue to 20 feet southerly.

TWO-HOUR PARKING TIME LIMIT, 9 AM - 6 PM, MONDAY THROUGH FRIDAY - ESTABLISH
115 Wisconsin Street, east side, from 16th Street to 44 feet southerly (44 foot space, approximately two parking spaces).

TOW-AWAY, NO STOPPING, 4 PM TO 6 PM, MONDAY THROUGH FRIDAY - RESCIND
Sansome Street, west side, from Washington Street to Broadway.

TOW-AWAY, NO STOPPING ANYTIME - EXTEND
Junipero Serra Boulevard, east side, from 208 feet to 268 feet south of Monterey Boulevard at St. Francis Circle to facilitate an extension of the double northbound left turn lane (60-foot extension). (Parking and Traffic Department)
(3/15/07: Categorically exempt from Environmental Review Class 1(c)(9) changes in the traffic and parking regulations where such changes do not establish a higher speed limit or result in more than a negligible increase in the use of the street; DPT Order No. 3327.)

3/21/2007, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.
3/30/2007, TRANSFERRED to Land Use and Economic Development Committee.

070393 **[Sale of Vacant Real Property Located at 849 Cesar Chavez Street, San Francisco, California (Lot 5 in Assessor's Block 4357]**

Resolution authorizing the sale of vacant land under the jurisdiction of the San Francisco Public Utilities Commission to Gaehwiler; adopting findings that the conveyance is in conformity with the City's General Plan and is consistent with the Eight Priority Policies of City Planning Code Section 101.1; adopting findings pursuant to the California Environmental Quality Act; ratifying acts and authorizing actions in furtherance of this resolution; and authorizing the Director of Property to execute documents, make certain modifications and take certain actions in furtherance of this resolution.
(Real Estate Department)

3/21/2007, RECEIVED AND ASSIGNED to Budget and Finance Committee.

070394 **[Agreement to Purchase 4-8 Guy Place]**

Resolution approving and authorizing an agreement for the purchase of real property located on 4-8 Guy Place (Lot 005, Block 3749), for public open space for a purchase price of $1,800,000; adopting findings that the conveyance is exempt from Environmental Review and is consistent with the City's General Plan and Eight Priority Policies of City Planning Code Section 101.1; and authorizing the Director of Property to execute documents, make certain modifications and take certain actions in furtherance of this resolution.
(Real Estate Department)

3/21/2007, RECEIVED AND ASSIGNED to Budget and Finance Committee.

070395 **[Contract funds to support participation in an international HIV/AIDS study]**

Resolution authorizing the San Francisco Department of Public Health (DPH) – AIDS Office, to enter into an agreement with Blood Systems Research Institute (BSRI) and to retroactively accept and expend funds in the amount of $12,192 for a project entitled Retrovirus Epidemiology Donor Study – II (REDS-II) – International; for the period of January 1, 2007 through April 30, 2007.
(Public Health Department)

3/23/2007, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

070396 **[Lease of Real Property at 1145 Market Street]**

Resolution authorizing extension and amendment of a lease of real property at 1145 Market Street for the Health Service System.
(Real Estate Department)

3/26/2007, RECEIVED AND ASSIGNED to Budget and Finance Committee.

070397 **[Apply For-Accept-Expend Federal Funding - Community Development Block Grant]**

Resolution approving the 2007/08 Community Development Block Grant (CDBG) Program; authorizing the Mayor, on behalf of the City and County of San Francisco, to apply for, accept, and expend the City's 2007/08 Community Development Block Grant Program entitlement from the U.S. Department of Housing and Urban Development (HUD) together with Program Income and Reprogrammed Funds, totaling $24,618,026.
(Mayor)

3/26/2007, RECEIVED AND ASSIGNED to Budget and Finance Committee.

070398 **[Apply For-Accept-Expend Federal Funding - Emergency Shelter Grants Program]**
Resolution approving the 2007/08 Emergency Shelter Grant (ESG) Program; and authorizing the Mayor, on behalf of the City and County of San Francisco, to apply for, accept, and expend the City's 2007/08 Emergency Shelter Grant Program entitlement from the U.S. Department of Housing and Urban Development (HUD) in the amount of $943,166.
(Mayor)

3/26/2007, RECEIVED AND ASSIGNED to Budget and Finance Committee.

070399 **[Apply For-Accept-Expend Federal Funding - HOME Program]**
Resolution approving the 2007/08 HOME Investment Partnership (HOME) Program; and authorizing the Mayor, on behalf of the City and County of San Francisco, to apply for, accept, and expend the City's 2007/08 HOME Program entitlement from the U.S. Department of Housing and Urban Development (HUD) together with Reprogrammed Funds, totaling $8,445,053.
(Mayor)

3/26/2007, RECEIVED AND ASSIGNED to Budget and Finance Committee.

070442 [Petitions and Communications]

Petitions and Communications received from March 20, 2007 through April 2, 2007 for reference by the President to April 10, 2007.

From Office of the Controller/City Services Auditor, submitting report concerning the audit of the Inmate Welfare Fund managed by the Office of the Sheriff. (1)

From Francisco da Costa, commenting on serious issues on Parcel A and adjoining parcels on Hunters Point Naval Shipyard. (2)

From Margie Brown, urging the Board to pass a resolution condemning the SF Weekly for its insensitivity to the disabled. Copy: Each Supervisor (3)

From Keith Clever, commenting on his family's experience when visiting San Francisco. Copy: Mayor Newsom, Supervisor Daly (4)

From Christian Holmer, regarding immediate disclosure requests from various City departments. 5 letters (5)

From Residential Rent Stabilization and Arbitration Board, submitting annual report on the number of eviction notices filed with the Residential Rent Stabilization and Arbitration Board. (6)

From Francisco da Costa, regarding BVHP LLC on Parcel A at Hunters Point Naval Shipyard. (7)

From Municipal Transportation Agency, regarding status on installing additional STOP signs at the 18th Avenue and Taraval Street intersection. (Reference 20061205-002) Copy: Supervisor Elsbernd (8)

From concerned citizens, urging the Board to find a humane method of dealing with the African clawed frogs residing in Golden Gate Park's lily pond. Over 250 letters (9)*

From Police Department, regarding status on the strategies of the Los Angeles Sheriff to trace weapons used in gang-related violence. (Reference 20070123-002) Copy: Supervisor Dufty (10)

From Municipal Transportation Agency, submitting Operating Budget for Fiscal Year 2007-2008 for the San Francisco Municipal Transportation Agency. (11)

From Office of the Controller, submitting three-year budget projection for General Fund Supported operations for Fiscal Year 2007-2008 through Fiscal Year 2009-2010. Copy: Each Supervisor (12)

From Fire Department, regarding the Fire Department's 2007-2008 proposed budget. (13)

From Library Citizens Advisory Committee, submitting 2005-2006 report to the Board of Supervisors. (14)

From Bjorn Olson, commenting on the apartment complex located at 512 Van Ness Avenue. Copy: Supervisor Daly (15)

From Juvenile Probation Department, submitting Resolution to establish a girls' probation unit within the Juvenile Probation Department. Copy: Each Supervisor (16)

From Christian Holmer, regarding immediate disclosure request from various City departments. (17)

From Michael D. Zook, submitting support for the proposed agreement with EarthLink, Inc. for a City-wide wireless broadband Internet access network. Copy: Supervisor Daly (18)

From Ariane Eroy, submitting a scientific article regarding the dangers of Internet wireless. Copy: Each Supervisor (19)

From Public Utilities Department, regarding status on removing graffiti from utility poles at various locations in District 5. (Reference 20070227-009) Copy: Supervisor Mirkarimi (20)

From Richard Skaff, regarding State and Federal access violations at San Francisco Airport. (21)

From Public Utilities Commission, regarding status on removing graffiti from utility poles at various locations in District 5. (Reference 20070130-010) Copy: Supervisor Mirkarimi (22)

From Fire Department, submitting request for waiver of Administrative Code Chapters 12B for Holiday Inn Fisherman's Wharf to rent rooms for the administration of the H-3 Level – EMT oral interviews/skills assessment. (23)

From concerned citizens, submitting support for the implementation of Community Choice energy in San Francisco. Over 100 letters (24)

From Municipal Transportation Agency, regarding status on removing graffiti on the STOP signs at various locations in District 5. (Reference 20070130-005) Copy: Supervisor Mirkarimi (25)

From Municipal Transportation Agency, regarding status on replacing or repairing signs at various locations in District 5. (Reference 20070130-003) Copy: Supervisor Mirkarimi (26)

From Municipal Transportation Agency, regarding status on removing graffiti on the parking signs located on both sides of the street (unless otherwise noted) at various locations in District 5. (Reference 20070123-007) Copy: Supervisor Mirkarimi (27)

From Municipal Transportation Agency, regarding status on removing graffiti on the STOP signs at various locations in District 5. (Reference 20070123-006) Copy: Supervisor Mirkarimi (28)

From Municipal Transportation Agency, regarding status on removing graffiti from the green street identification signs at various locations in District 5. (Reference 20061205-015) Copy: Supervisor Mirkarimi (29)

From Department of Public Works, regarding status on removing graffiti from utility poles at various locations in District 5. (Reference 20070130-011) Copy: Supervisor Mirkarimi (30)

From Department of Public Works, regarding status on removing graffiti from utility poles at various locations in District 5. (Reference 20070227-010) Copy: Supervisor Mirkarimi (31)

From Department of Public Works, regarding status on repairing multiple potholes at various locations in District 5. (Reference 20070213-004) Copy: Supervisor Mirkarimi (32)

From Wiese Street Neighborhood Association, commenting on signs being placed in the street to obtain business for Z.P.I. Parking. (33)

From Municipal Transportation Agency, regarding status on removing graffiti from parking signs located on both sides of the street (unless otherwise noted) at various locations in District 5. (Reference 20070130-007) Copy: Supervisor Mirkarimi (34)

From Frank Herron, commenting on the need for correction of electrical wiring hazards at his residence. (35)

From Designing Accessible Communities, regarding Schindler destination elevator installation locations in San Francisco. (36)

From Christian Holmer, regarding immediate disclosure request response received from Department of Telecommunications and Information Services. (37)

From Fillmore Neighborhood Business, regarding violation of Formula Business Ordinance at 1522 Fillmore Street. (38)

From San Francisco Bay Guardian, regarding stopping the Trans Bay Cable. File 070314, Copy: Each Supervisor (39)

From Clay Bartley, submitting support for the 6-month trial closure of JFK Drive in Golden Gate Park on Saturdays. File 070269, Copy: Land Use Committee Clerk (40)

From Department of Elections, regarding draft guidelines issued by the Secretary of State for reviewing all voting systems currently in use in California. File 070309, Copy: Budget and Finance Committee Clerk (41)

From Terry R. Martin, commenting on the lack of residential parking stickers available in his neighborhood. Copy: Each Supervisor (42)

From Judy Waltz, commenting on the conditions of the Chinatown playground. Copy: Supervisor Peskin (43)

From concern citizens, commenting on the conditions at South Park located between Second and Third Streets. Copy: Each Supervisor, 2 letters (44)

From Dr. Ahimsa Porter Sumchai, regarding legal, ethical and regulatory oversight violations involving the transfer and development of Parcel A of the Hunters Point Shipyard. Copy: Supervisor Maxwell (45)

From Ahimsa Porter Sumchai, regarding a request to have the Environmental Division of the District Attorney's Office investigate the criminal conduct of Lennar Corporation regarding its construction activities at the Hunters Point Shipyard. (46)

From Aaron Goodman, regarding SFSU draft EIR comments based on the Campus Master Plan Environmental Impact Report. Copy: Each Supervisor (47)

From concerned citizens, urging the Board to approve the Plastic Bag Reduction Ordinance. File 070085, Copy: Each Supervisor, Over 100 letters (48)

From concerned citizens, urging the Board to focus more on quality of life issues in San Francisco and less on issues such as the reduction of grocery bags. File 070085, Copy: Each Supervisor, 2 letters (49)

From concerned citizens, urging the Board to support the Clean Construction Ordinance. File 061432, Copy: Each Supervisor, 2 letters (50)

From Planning Association for the Richmond, submitting copy of letter to the Recreation and Park Commission regarding the necessity to include funding for additional Park Rangers in the 2006-2007 Recreation and Park Department Budget. (51)

From Human Services Agency, submitting request for waiver of Administrative Code Chapters 12B and 12C for Safeway Gift Certificates for CalWORKS clients as an incentive to comply with work participation requirements for clients who are about to be sanctioned. (52)

From Office of the Clerk of the Board, submitting Form 700 Statement of Economic Interests from: (53)
Aaron Peskin, Member of the Board of Supervisors
Gerardo Sandoval, Member of the Board of Supervisors
Richard Knee, Member of the Sunshine Ordinance Task Force
Hanely Chan, Member of the Sunshine Ordinance Task Force
Sue Cauthen, Member of the Sunshine Ordinance Task Force
Kristin Chu, Member of the Sunshine Ordinance Task Force
Marjorie Williams, Member of the Sunshine Ordinance Task Force
Jennifer Gore, Member of LAFCO
Nancy Miller, Member of LAFCO
Madeline Miller, Member of LAFCO
Cathleen Sullivan, Member of LAFCO
Harvey Rose, Budget Analyst
Stanton Jones, Budget Analyst
Arthur Louie, Budget Analyst
John Avalos, Legislative Aide to Supervisor Daly
Boris Delepine, Legislative Aide to Supervisor Mirkarimi
Connie Chan, Legislative Aide to Supervisor Maxwell
Nicholas Kinsey, Legislative Aide to Supervisor Sandoval
Katherine Higgins, Legislative Aide to Supervisor Maxwell
Rose Chung, Legislative Aide to Supervisor Peskin
Sarah Ballard, Legislative Aide to Supervisor Alioto-Pier
Frank Darby, Jr., Manager I

From concerned citizen, urging the Board to continue funding Neighborhood Emergency Response Training (NERT). (54)

From Department of Human Resources, submitting request for waiver of Administrative Code Chapter 12B for SMG (S.F. Convention Facilities) for the Public Safety Exam. (55)

From Department of Public Health, submitting Monthly STD report for February 2007. (56)

From Municipal Transportation Agency, regarding status on the feasibility of installing a left-turn only lane on Buckingham Way at Winston Drive, eastbound from Lake Merced Boulevard. (Reference 20070109-013) Copy: Supervisor Elsbernd (57)

From Municipal Transportation Agency, regarding status on plans to improve pedestrian safety along 19th Avenue between Quintara and Rivera Streets. (Reference 20070206-003). (58)

From Llanilda Pena, commenting on adoption of children by same-sex couples. (59)

From concerned citizens, submitting opposition to the closure of JFK Drive in Golden Gate Park on Saturdays. File 070269 Copy: Each Supervisor, 2 letters (60)

070443 **[Petitions and Communications, Part 2]**

Petitions and Communications received from March 20, 2007 through April 2, 2007 for reference by the President to April 10, 2007 (Part 2)

From Marie Lee, commenting on the cellular tower and mobile phone antenna that has been installed in front of her apartment building. Copy: Supervisor Jew (61)

From concerned citizens, regarding the Plastic Bag Reduction Ordinance. File 070085, Copy: Each Supervisor, 26 letters (62)

From Public Utilities Commission, submitting the Annual Disclosure Report for fiscal year ended June 30, 2006 for the Public Utilities Company, 2 copies (63)

From Department of Health & Human Services, regarding status of an audit report on the City and County of San Francisco for the period July 1, 2003 through June 30, 2004. (64)

From Department of Health & Human Services, regarding an audit report on the City and County of San Francisco for the period July 1, 2004 through June 30, 2005. (65)

From Department of Human Services, submitting request for waiver of Administrative Code Chapter 12B for Holiday Inn Civic Center to administer the Police Officer examinations. (66)

From Office of the Controller, regarding the Public Education Enrichment Fund Annual Report. Copy: Each Supervisor (67)

From Human Services Agency, submitting the San Francisco 2007 Homeless Count final report. (68)

From Planning Department, regarding status on removing general advertising signs from various locations in District 1. (Reference 20070320-004) Copy: Supervisor McGoldrick (69)

From Office of the Mayor, submitting notice of the reappointment of Johanna Wald to the Commission on the Environment. (70)

From Office of the Mayor, submitting notice of the reappointment of Ruth Gravanis to the Commission on the Environment. (71)

From Office of the Mayor, submitting notice of the reappointment of Paul Pelosi, Jr. to the Commission on the Environment. (72)

From Employees' Retirement System/Office of the Executive Director, expressing appreciation to the Clerk of the Board of Supervisors for her participation in the CALAPRS General Assembly. (73)

From Patrick Monette-Shaw, commenting on written testimony regarding Laguna Honda Hospital patient admission, care, and discharge policies and procedures. (74)

From Municipal Transportation Agency, regarding status on the guide striping at the intersection of Oak Street and Masonic Avenue. (Reference 20070227-011) Copy: Supervisor Mirkarimi (75)

From Municipal Transportation Agency, regarding status on condition of green street name signs at the intersections of Grove and Laguna Streets, Grove and Buchanan Streets, and Laguna and McAllister Streets. (Reference 20070306-001) Copy: Supervisor Mirkarimi (76)

From Municipal Transportation Agency, regarding status on the feasibility of prohibiting right turns from Page and Haight Streets at Octavia Boulevard between 7 am and 9 am. (Reference 20070306-005) Copy: Supervisor Mirkarimi (77)

From Municipal Transportation Agency, regarding status on the feasibility of a crosswalk at Buchanan and Rose Streets. (Reference 20070306-006) Copy: Supervisor Mirkarimi (78)

From Recreation and Park Department, submitting request for release of reserved funds ($495,000) to continue golf operations through the middle of May.
(79)

From Fire Commission, regarding public records requests concerning public records requests received by the San Francisco Fire Commission. (80)

From Planning Department, regarding status on removing general advertising signs from various locations in District 1. (Reference 20070206-016) Copy: Supervisor McGoldrick (81)

From concerned citizen, urging the Board to ban the use of rat poison in the parks. (82)

From CA State Board of Equalization, regarding authorization to review confidential sales and use tax information Section 7056 of the Revenue and Taxation Code. File 070129, Copy: Each Supervisor (83)

From Tim Orozco, commenting on Comcast's monopoly on television in San Francisco. (84)

From Janice M. Hembree, commenting on an incident experienced where she was the target of extensive and lengthy harassment. Copy: Supervisor Daly (85)

From David Tornheim, submitting opposition to parking benefit districts. (86)

From concerned citizen, commenting on various issues regarding the Western Addition. Copy: Supervisor Mirkarimi (87)
From Alter' Nathan Bader, commenting on the "800gotjunk" advertising signs. (88)

From Office of the Clerk of the Board, submitting Form 700 Statement of Economic Interests from: (89)
Ross Mirkarimi, Member of the Board of Supervisors
Jake McGoldrick, Member of the Board of Supervisors
Tom Ammiano, Member of the Board of Supervisors
Ed Jew, Member of the Board of Supervisors
Chris Daly, Member of the Board of Supervisors
Bevan Dufty, Member of the Board of Supervisors
Tom Ammiano, Member of the Board of Supervisors

Zach Tuller, Legislative Assistant to Supervisor Ammiano
Angela Calvillo, Legislative Assistant to SupervisorAmmiano
Andrew Hayward, Legislative Assistant to Supervisor Dufty
Catherine McManus, Legislative Assistant to Supervisor Dufty
Cassandra Costello, Legislative Assistant to Supervisor McGoldrick
Betty Chan, Legislative Assistant to Supervisor McGoldrick
Regina Dick-Endrizzi, Legislative Assistant to Supervisor Mirkarimi
Rachel Redondiez, Legislative Assistant to Supervisor Daly
Olivia Scanlon, Legislative Assistant to Supervisor Elsbernd
Rebeka Krell, Legislative Assistant to Supervisor Elsbernd
Maria Figueiredo, Legislative Assistant to Supervisor Sandoval

Tom Authur, Assessment Appeals Board Member
Donna Crowder, Assessment Appeals Board Member
Margaret Ruxton, Assessment Appeals Board Member

John McGary, Assessment Appeals Board Member
Richard Lee, Assessment Appeals Board Member
Mervin Conlan, Assessment Appeals Board Member
Louisa Mendoza, Assessment Appeals Board Member
David Wilbur, Assessment Appeals Board Member
Stephen Wasserman, Assessment Appeals Board Member
Hayes Miles, Assessment Appeals Board Member
Lawrence Lee, Assessment Appeals Board Member
Carol Silver, Assessment Appeals Board Member
Alec Lambie, Assessment Appeals Board Member
Diane Robinson, Assessment Appeals Board Member
Joseph Tham, Assessment Appeals Board Member

Hanley Chan, Sunshine Ordinance Task Force Member
Sue Cauthen, Sunshine Ordinance Task Force Member
Pedro Rodriguez, Budget Analyst
Hope Schmeltzer, LAFCo Commissioner

ADJOURNMENT

BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO

AGENDA

Legislative Chamber - Second Floor
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689
Tuesday, April 17, 2007 2:00 PM

Regular Meeting

SF
590
#63
4/17/07

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AARON PESKIN, PRESIDENT
MICHELA ALIOTO-PIER, TOM AMMIANO, CHRIS DALY,
BEVAN DUFTY, SEAN ELSBERND, ED JEW, SOPHIE MAXWELL,
JAKE McGOLDRICK, ROSS MIRKARIMI, GERARDO SANDOVAL

Kay Gulbengay, Interim Clerk of the Board

Agendas of the Board of Supervisors are available on the internet at www.ci.sf.ca.us/bdsupvrs

BOARD COMMITTEES

Committee Membership	Meeting Days
Budget and Finance Committee Supervisors Daly, Ammiano, Dufty, Mirkarimi, Sandoval	Wednesday 1:00 PM
City and School District Select Committee Supervisors Dufty, Mirkarimi, Maxwell, Commissioners Kim, Mendoza, Wynns	1st and 3rd Thursday 3:30 PM
City Operations and Neighborhood Services Committee Supervisors McGoldrick, Alioto-Pier, Jew	2nd and 4th Thursday 1:00 PM
Government Audit and Oversight Committee Supervisors Elsbernd, Alioto-Pier, Daly	1st and 3rd Monday 10:00 AM
Land Use and Economic Development Committee Supervisors Maxwell, Sandoval, McGoldrick	Monday 1:00 PM
Public Safety Committee Supervisors Mirkarimi, Maxwell, Dufty	2nd and 4th Monday 10:00 AM
Rules Committee Supervisors Ammiano, Elsbernd, Peskin	1st and 3rd Thursday 10:00 AM

First-named Supervisor/Commissioner is Chair, Second-named Supervisor/Commissioner is Vice-Chair, of the Committee.

Board Meeting Procedures

The Board of Supervisors is the Legislative Body of the City and County of San Francisco. The Board considers ordinances and resolutions, most of which have been the subject of hearings before the standing committees of the board at which members of the public are urged to testify. The full Board does not hold a second public hearing on measures which have been heard in committee.

Board procedures do not permit: 1) persons in the audience to vocally express support or opposition to statements by Supervisors or by other persons testifying; 2) ringing and use of cell phones, pagers and similar sound-producing electronic devices, (Violators may be removed from the meeting room.) 3) signs to be brought into the meeting or displayed in the room; and 4) standing in the Legislative Chamber.

Citizens are encouraged to testify at Board hearings and to write letters to the Board and to its members, City Hall, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102.

USING LAPTOP COMPUTERS FOR PRESENTATIONS: Please contact City Hall Media Services at (415) 554-4933 to coordinate the use of laptop computers for presentations at the meeting. Computers to be used are required to be tested in advance. The presenter should arrive 30 minutes prior to the meeting to connect and test their computer.

THE AGENDA PACKET IS AVAILABLE AT CITY HALL, ROOM 244, RECEPTION DESK. Agendas are available on the internet at www.sfgov.org/site/bdsupvrs_index.asp?id=4383 For information, call (415) 554-5184.

Board meetings are cablecast on SF Cable 26. For video tape copies and scheduling call (415) 557-4293.

Results of each Board meeting can be obtained about a half hour after the end of the meeting by telephoning (415) 554-5555.

Requests for language interpreters at a meeting must be received at least 48 hours in advance of the meeting to help ensure availability. Contact Madeleine Licavoli at (415) 554-7722.

AVISO EN ESPAÑOL: La solicitud para un traductor en una reunion debe recibirse antes de mediodia de el viernes anterior a la reunion. Llame a Erasmo Vazquez (415) 554-4909.

翻譯 *必須在會議前最少四十八小時提出要求*
請電 (415) 554-7701

Disability Access

The Legislative Chamber and the Committee Room in City Hall are wheelchair accessible.

Meetings are real-time captioned and are cablecast open-captioned on SF Cable 26. Assistive listening devices for the Legislative Chamber are available upon request at the Clerk of the Board's Office, Room 244. Assistive listening devices for the Committee Room are available upon request at the Clerk of the Board's Office, Room 244 or in the Committee Room. To request sign language interpreters, readers, large print agendas or other accommodations, please contact Madeleine Licavoli at (415) 554-7722 or (415) 554-5227 (TTY). Requests made at least 48 hours in advance of the meeting will help to ensure availability.

The nearest accessible BART station is Civic Center (Market/Grove/Hyde Streets). Accessible MUNI Metro lines are the J, K, L, M, and N (Civic Center or Van Ness Stations). MUNI bus lines serving the area are the 47 Van Ness, 9 San Bruno, and the 6, 7, 71 Haight/Noriega. For more information about MUNI accessible services, call (415) 923-6142.

There is accessible parking in the vicinity of City Hall at Civic Center Plaza and adjacent to Davies Hall and the War Memorial Complex. Accessible curbside parking is available on Dr. Carlton B. Goodlett Place and Grove Street.

In order to assist the City's efforts to accommodate persons with severe allergies, environmental illness, multiple chemical sensitivity or related disabilities, attendees at public meetings are reminded that other attendees may be sensitive to perfumes and various other chemical-based scented products. Please help the City to accommodate these individuals.

Know Your Rights Under the Sunshine Ordinance

Government's duty is to serve the public, reaching its decision in full view of the public. Commissions, boards, councils and other agencies of the City and County exist to conduct the people's business. This ordinance assures that deliberations are conducted before the people and that City operations are open to the people's review.

For information on your rights under the Sunshine Ordinance (Chapter 67 of the San Francisco Administrative Code) or to report a violation of the ordinance, contact Frank Darby by mail to Sunshine Ordinance Task Force, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco CA 94102, by phone at (415) 554-7724, by fax at (415) 554-7854 or by email at sotf@sfgov.org

Citizens may obtain a free copy of the Sunshine Ordinance by contacting Mr. Darby or by printing Chapter 67 of the San Francisco Administrative Code on the Internet, at http://www.sfgov.org/sunshine

Lobbyist Registration and Reporting Requirements

Individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [SF Campaign & Governmental Conduct Code Sec. 2.100] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the San Francisco Ethics Commission at 30 Van Ness Avenue, Suite 3900, San Francisco, CA 94102; telephone (415) 581-2300; fax (415) 581-2317; web site www.sfgov.org/ethics

ROLL CALL AND PLEDGE OF ALLEGIANCE

APPROVAL OF MEETING MINUTES

Motion to approve Board Meeting Minutes for March 20, 2007 and March 27, 2007.

AGENDA CHANGES

COMMUNICATIONS

Note: Each item on the Consent or Regular agenda may include the following documents:

1) Legislation
2) Budget Analyst report
3) Legislative Analyst report
4) Department or Agency cover letter and/or report
5) Public correspondence

These items will be available for review at City Hall, Room 244, Reception Desk.

SPECIAL ORDER 2:00 P.M. - Mayor's Appearance Before The Board

(This item will be read at the third regularly scheduled Board meeting of every month)

The following is a time dedicated for the Mayor to discuss with the Board of Supervisors issues pertaining to the governance of the City and County of San Francisco. The Board of Supervisors offers this time for dialogue on the third regularly scheduled Board meeting of every month pursuant to the will of the voters as expressed in Proposition I in November of 2006.

Should the Mayor fail to appear after five minutes of the item being called, the Clerk shall remove the item from the Board's agenda, and the item shall not be considered by the Board. Should the Mayor appear and the Board therefore consider this item, public comment for this item will take place during public comment.

CONSENT AGENDA

All matters listed hereunder constitute a Consent Agenda, are considered to be routine by the Board of Supervisors and will be acted upon by a single roll call vote of the Board. There will be no separate discussion of these items unless a member of the Board so requests, in which event the matter shall be removed from the Consent Agenda and considered as a separate item.

Items 1 through 20

Recommendations of the Budget and Finance Committee

Present: Supervisors Daly, Ammiano, Dufty, Mirkarimi

1. 070208 **[Electronic benefit transfers, monthly pay period; deleting payment by emergency check]**
Mayor, Supervisors Ammiano, Dufty
Ordinance amending sections 20.57.6A, 20.59, 20.59.1, 20.59.3, 20.76, 20.106, and 20.206 of the San Francisco Administrative Code by: 1) authorizing the Department of Human Services (DHS) to provide aid payments in the form of electronic benefit transfers in the General Assistance program, 2) authorizing DHS to provide aid payments on a monthly basis, and 3) deleting DHS' ability to provide aid payments in the form of emegergency checks.

4/10/2007, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Present: Supervisors Daly, Ammiano, Dufty, Mirkarimi, Sandoval

2. 070397 **[Apply For-Accept-Expend Federal Funding - Community Development Block Grant]**
Resolution approving the 2007/08 Community Development Block Grant (CDBG) Program; authorizing the Mayor, on behalf of the City and County of San Francisco, to apply for, accept, and expend the City's 2007/08 Community Development Block Grant Program entitlement from the U.S. Department of Housing and Urban Development (HUD) together with Program Income and Reprogrammed Funds, totaling $24,618,026.
(Mayor)

Question: Shall this Resolution be ADOPTED?

3. 070398 **[Apply For-Accept-Expend Federal Funding - Emergency Shelter Grants Program]**
Resolution approving the 2007/08 Emergency Shelter Grant (ESG) Program; and authorizing the Mayor, on behalf of the City and County of San Francisco, to apply for, accept, and expend the City's 2007/08 Emergency Shelter Grant Program entitlement from the U.S. Department of Housing and Urban Development (HUD) in the amount of $943,166.
(Mayor)

Question: Shall this Resolution be ADOPTED?

4. 070399 **[Apply For-Accept-Expend Federal Funding - HOME Program]**
Resolution approving the 2007/08 HOME Investment Partnership (HOME) Program; and authorizing the Mayor, on behalf of the City and County of San Francisco, to apply for, accept, and expend the City's 2007/08 HOME Program entitlement from the U.S. Department of Housing and Urban Development (HUD) together with Reprogrammed Funds, totaling $8,445,053.
(Mayor)

Question: Shall this Resolution be ADOPTED?

Recommendation of the City Operations and Neighborhood Services Committee

Present: Supervisors McGoldrick, Alioto-Pier, Jew

5. 070229 **[Amending certain Traffic Code penalty provisions to delete outdated penalties and provisions that are repetitive of state law]**
Supervisor McGoldrick
Ordinance amending the Traffic Code by amending Sections 33.5, 37(c) and 56, and repealing Sections 38.F, 58 ½, and 130 to eliminate provisions that are repetitive of state law and remove outdated penalty provisions for school bus loading zone violations, violations of parking prohibitions for street cleaning, red, green white and blue zone violations, and parking violations on median dividers and traffic islands.
(Municipal Transportation Agency)

4/10/2007, PASSED ON FIRST READING.
Question: Shall this Ordinance be FINALLY PASSED?

Recommendations of the Land Use and Economic Development Committee

Present: Supervisors Maxwell, Sandoval, McGoldrick

6. 061214 **[Approving Zoning Map Amendments for the Trinity Plaza Project at Market and 8th Streets]**
Supervisor Daly
Ordinance amending the San Francisco Planning Code by amending Sectional Map 1H of the Zoning Map of the City and County of San Francisco to change the height and bulk classification of the property located at 1167 Market Street (Assessor's Block 3702, Lot No. 053), 670 Stevenson Street (Assessor's Block 3702, Lot No. 051), 693 Stevenson Street (Assessor's Block 3702, Lot No. 052), 1164 Mission Street (Assessor's Block 3702, Lot No. 039), and a portion of former Jessie Street between 7th and 8th Streets from height and bulk classifications of 120-X, 150-X and 240-S to 160-X, 180-X and 240-S; amending Sectional Map 1SU of the Zoning Map of the City and County of San Francisco to add the Trinity Plaza Special Use District; and adopting General Plan, Planning Code Section 101.1, and environmental findings.

4/10/2007, PASSED ON FIRST READING.
Question: Shall this Ordinance be FINALLY PASSED?

7. 061216 [Zoning - Establishing the Trinity Plaza Special Use District at Market and 8th Streets]

Supervisor Daly

Ordinance amending the San Francisco Planning Code by adding Section 249.34 to establish the Trinity Plaza Special Use District, encompassing the real property located at 1167 Market Street (Assessor's Block 3702, Lot No. 053), 670 Stevenson Street (Assessor's Block 3702, 5Lot No. 051), 693 Stevenson Street (Assessor's Block 3702, Lot No. 052), 1164 Mission Street (Assessor's Block 3702, Lot No. 039), and a portion of former Jessie Street between 7th and 8th Streets, to eliminate floor-area restrictions, maximum dwelling-unit density limits, and sunlight access to public sidewalk requirements, and allow exceptions through the process outlined in Planning Code Section 309 to the dwelling-unit exposure requirements; and adopting General Plan, Planning Code Section 101.1, and environmental findings.

Economic Impact

4/10/2007, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

8. 061217 [Trinity Plaza Development Agreement; Property at 1167 Market St., 670-693 Stevenson St., and 1164 Mission St.]

Supervisor Daly

Ordinance approving a development agreement between the City and County of San Francisco, and 1169 Market Street, LP, a California limited partnership, for certain real property located at 1167 Market Street (Assessor's Block 3702/Lot 053), 670 Stevenson Street (Assessor's Block 3702/Lot 051), 693 Stevenson Street (Assessor's Block 3702/Lot 052), 1164 Mission Street (Assessor's Block 3702/Lot 039), and a portion of former Jessie Street between 7th and 8th Streets, altogether consisting of approximately 177,295 square feet (4.07 acres) and commonly known as Trinity Plaza for a term of fifteen (15) years with a five (5) year extension option; adopting environmental, General Plan, and Planning Code Section 101.1 (b) findings; amending Administrative Code Chapters 37 and 37A by amending Sections 37.2(r)(5) and 37A.1(g) and by adding Section 37.9(a)(15), to provide that specified residential units constructed pursuant to the terms of a development agreement are subject to the City's residential rent stabilization and arbitration ordinance; and ratifying previous actions taken in connection therewith.

4/10/2007, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

9. 061688 [Zoning-Use of Transferable Development Rights (TDRs)]

Supervisor Daly

Ordinance amending the San Francisco Planning Code by amending Sections 123, 124, and 128 to address use of Transferable Development Rights (TDRs) under specified circumstances; and adopting findings including environmental findings and findings of consistency with the General Plan and the Priority Policies of Planning Code Section 101.1(b).

4/10/2007, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

10. 070194 **[Approving a General Plan Amendment Related to the Trinity Plaza Project at Market and 8th Streets]**

Ordinance amending the San Francisco General Plan by amending the height and bulk districts found on "Map 5 - Proposed Height and Bulk Districts," and referred to in Policy 13.1 of the Downtown Area Plan, for the proposed Trinity Plaza Special Use District, which encompasses the real property located at 1167 Market Street (Assessor's Block 3702, Lot No. 053), 670 Stevenson Street (Assessor's Block 3702, Lot No. 051), 693 Stevenson Street (Assessor's Block 3702, Lot No. 052), 1164 Mission Street (Assessor's Block 3702, Lot No. 039), and a portion of former Jessie Street between 7th and 8th Streets, by changing the height and bulk classification from 120-X, 150-X and 240-S to 160-X, 180-X and 240-S; adopting environmental findings and findings that the proposed General Plan amendments are consistent with the General Plan and eight Priority Policies of Planning Code Section 101.1.

(Planning Department)

4/10/2007, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

11. 070262 **[Mint Plaza public improvements on a portion of Jessie and Mint Streets.]**

Supervisor Daly

Ordinance approving the issuance of a major encroachment permit and encroachment maintenance agreement to Friends of Mint Plaza to permit the construction and maintenance of certain improvements on Jessie and Mint Streets,including authorization to allow certain specified uses and occupancy in said area, including café tables and chairs and moveable public seating; waiving public right-of-way occupancy assessment fees for said permit; conditionally accepting an offer from Friends of Mint Plaza for said improvements; conditionally dedicating said improvements for public use and designating portions of Jessie and Mint Streets as a public plaza; making environmental findings and findings of consistency with the General Plan and Planning Code Section 101.1; accepting offers of quitclaim deeds for abutters' rights of vehicular access to Jessie Street; and authorizing official acts in furtherance thereof.

4/10/2007, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendations of the Public Safety Committee

Present: Supervisors Mirkarimi, Maxwell, Dufty

12. 070265 **[Accept-Expend State Grant - Police Department]**

Supervisor Dufty

Resolution authorizing the Chief of Police for the City and County of San Francisco to retroactively accept and expend a grant in the amount of $330,000.00 from the Governor's Office of Emergency Services for a project entitled "California Multi-Jurisdictional Methamphetamine Enforcement Team (Cal-MMET)" program.

Question: Shall this Resolution be ADOPTED?

13. 070266 **[Accept-Expend Federal Grant - Police Department]**
Supervisor Dufty
Resolution authorizing the Chief of Police for the City and County of San Francisco to retroactively accept and expend a grant in the amount of $98,280 from the Governor's Office of Emergency Services for a program entitled Project Safe Neighborhood – Operation Cease-Fire.

Question: Shall this Resolution be ADOPTED?

Recommendations of the Rules Committee

Present: Supervisors Ammiano, Elsbernd

14. 070193 **[Accept-Expend Federal and State Grants for Voting Equipment]**
Resolution authorizing the Department of Elections to accept and expend additional grants under the federal Help America Vote Act of 2002 ("HAVA"), Section 301 in an amount not to exceed $5,742,340 for voting equipment to be used for the November 2007 election and elections thereafter. (Elections Department)

Question: Shall this Resolution be ADOPTED?

15. 070322 **[Settlement of Claim - Glorina Crisostomo]**
Resolution approving the settlement of the unlitigated claim filed by Ms. Glorina Crisostomo against San Francisco for $30,000; claim was filed on May 16, 2006.
(City Attorney)

Question: Shall this Resolution be ADOPTED?

16. 070432 **[Appointment - Police Commission]**
Motion confirming the Rules Committee's nomination of, and appointing, Theresa Sparks, term ending April 30, 2011, to the San Francisco Police Commission.
Theresa Sparks, succeeding herself, seat 1, term expiring April 30, 2007, must be nominated by the Rules Committee or its successor and subject to confirmation by the Board of Supervisors, for a four-year term ending April 30, 2011.

Question: Shall this Motion be APPROVED?

17. 070433 **[Appointment - Graffiti Advisory Board]**
Resolution appointing Milo Hanke, Paul Giusti, Deborah Mansfield, and Alexander Mamak, terms ending April 10, 2009, to the Graffiti Advisory Board.
Milo Hanke, new appointment, seat 13, must represent nonprofit organizations who provide services related to the City's beautification and neighborhood cleanup programs, for a two-year term ending April 10, 2009.
Paul Giusti, new appointment, seat 15, must represent business that operates in San Francisco, for a two-year term ending April 10, 2009.
Deborah Mansfield, new appointment, seat 16, must represent private schools or art schools who operate in San Francisco, for a two-year term ending April 10, 2009.
Alexander Mamak, new appointment, seat 17, must represent contracting agency for Municipal Railway shelters, for a two-year term ending April 10, 2009.

Question: Shall this Resolution be ADOPTED?

18. 070435 **[Appointment - Community Oversight Committee Regarding Enforcement of Marijuana Offenses]**

Resolution appointing Catherine Smith, Michael Goldstein, Patt Denning, Camilla Norman Field, and Richard Rendon, terms ending January 1, 2009, to the Community Oversight Committee Regarding Enforcement of Marijuana Offenses; residency requirement waived.

Catherine Smith, new appointment, seat 3, must be a representative of a medical cannabis dispensary operating in San Francisco, for the unexpired portion of a two-year term ending January 1, 2009.
Michael Goldstein, new appointment, seat 4, must be a civil liberties advocate, for the unexpired portion of a two-year term ending January 1, 2009.
Patt Denning, new appointment, seat 5, must be a harm reduction practitioner, for the unexpired portion of a two-year term ending January 1, 2009.
Camilla Norman Field, new appointment, seat 6, must be a representative of a drug policy reform organization, for the unexpired portion of a two-year term ending January 1, 2009.
Richard Rendon, new appointment, seat 7, must be a representative from any of the following categories: juvenile justice advocate, advocate for homeless persons, resident of public housing, or representative of an organization providing services to or advocating on behalf of residents of public housing in San Francisco., for the unexpired portion of a two-year term ending January 1, 2009.

Question: Shall this Resolution be ADOPTED?

19. 070436 **[Appointment - In-Home Supportive Services Public Authority]**

Resolution appointing Patricia Webb, Kelly Dearman, and James Illig, terms ending March 1, 2010, to the In-Home Supportive Services Public Authority.

Patricia Webb, succeeding herself, term expired, seat 2, must be a consumer between the ages of 18 and 60, authorized to represent organizations that advocate for younger people with disabilities, for the unexpired portion of a three-year term ending March 1, 2010.
Kelly Dearman, succeeding herself, term expired, seat 6, must be a member of the Human Services Commission, recommended to the Board by the Commission, for the unexpired portion of a three-year term ending March 1, 2010.
James Illig, succeeding himself, term expired, seat 8, must be a member of the Health Commission, recommended to the Board by the Commission, for the unexpired portion of a three-year term ending March 1, 2010.

Question: Shall this Resolution be ADOPTED?

20. 070437 **[Appointment - Child Care Planning and Advisory Council]**

Resolution appointing Heidi McLaughlin, term ending December 31, 2008, to the Child Care Planning and Advisory Council; residency requirement waived.

Heidi McLaughlin, succeeding Helen Lee, term expired, seat 9, must be a nominee of District 9 Supervisor selected from: parent advisory councils of public and private child care programs; associations of child care centers, family day care providers and Head Start; public interest organizations including but not limited to the Child Care Law Center; community organizations; the Bay Area Employer Work and Family Coalition; and members of labor organizations and local organizations that fall within the definition of "Community representative", for the unexpired portion of three-year term ending December 31, 2008.

Question: Shall this Resolution be ADOPTED?

Questions on the Consent Agenda are on final passage, first reading, or adoption, as indicated: _____

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendations of the Budget and Finance Committee

Present: Supervisors Daly, Ammiano, Dufty, Mirkarimi

21. 070254 **[Appropriating $19,884,652 for San Francisco General Hospital, Laguna Honda Hospital and Health Access Program expenditures to the Department of Public Health for Fiscal Year 2006-2007]**

Supervisors Ammiano, Dufty

Ordinance appropriating $19,884,652 of sources, including $9,443,985 of additional San Francisco General Hospital patient revenue, $5,000,000 of San Francisco General Hospital prior year settlements, $3,354,090 of additional Laguna Honda Hospital Medi-Cal revenue and $423,945 of Laguna Honda Hospital Distinct Part Nursing Facility federal funding and de-appropriating $1,662,632 in surplus Mental Health Program salaries and Laguna Honda Hospital Social Security budget; appropriating $19,884,652 of uses, including $12,617,977 in salaries, related fringe, overtime and materials and supplies at San Francisco General Hospital, $5,031,675 in overtime, materials and supplies, and other related expenses at Laguna Honda Hospital, and $2,235,000 for information technology infrastructure costs to implement the Health Access Program; and de-appropriating $741,973 of General Fund sources and uses to reflect prior appropriation for additional funding for HIV/AIDS related services (File No. 070123 and 070127) in the Department of Public Health for Fiscal Year 2006-2007.

(Fiscal impact.)

4/10/2007, PASSED ON FIRST READING.

4/10/2007, PASSED ON FIRST READING. Supervisor Alioto-Pier, seconded by Supervisor Elsbernd, moved to rescind the previous vote.
Motion to rescind the vote on this item passed by the following vote:
Ayes: 11 - Alioto-Pier, Ammiano, Daly, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval

Question: Shall this Ordinance be FINALLY PASSED?

22. 070296 **[Appropriating $4,440,000 of General Fund Reserve funding for County Jail No. 3 Construction Project legal costs]**

Ordinance appropriating $4,440,000 of General Fund Reserve funding for litigation expenses related to the County Jail No. 3 Replacement Project for Sheriff's Office through the Department of the Public Works to work order for legal services with the City Attorney's Office.
(Sheriff)

(Fiscal Impact.)

4/10/2007, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

23. 070309 **[Department of Elections Amendment to Current Voting Systems Contract]**
Supervisor Daly
Resolution approving the award and execution of a 17 month amendment to an existing contract by the City and County of San Francisco, through its Department of Elections (Department), with Elections Systems & Software (ES&S), for the provision of voting services and the maintenance of the current voting system.
(Fiscal Impact.)

4/10/2007, CONTINUED. Continued to April 17, 2007.
Question: Shall this Resolution be ADOPTED?

Recommendation of the City Operations and Neighborhood Services Committee

Present: Supervisors McGoldrick, Alioto-Pier, Jew

24. 070078 **[Healthy Products, Healthy Children Ordinance]**
Supervisor Alioto-Pier
Ordinance amending the San Francisco Health Code by re-numbering and amending Sections 34.1 through 34.3 and adding new Sections 34.1, 34.2, and 34.6 through 34.9, to: re-state the ban on toys, child care products, and child feeding products made with certain phthalates; repeal the ban on toys, child care products, and child feeding products made with Bisphenol-A, pending State action; add a new title and findings; provide for implementation and enforcement, including administrative and criminal penalties; and, add disclaimer of liability and severability clauses.

4/10/2007, AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE.
4/10/2007, PASSED ON FIRST READING AS AMENDED. Supervisor Daly, seconded by Supervisor Mirkarimi, moved to divide the question related to the regulations concerning Bishenol-A.
Motion to adopt regulations concerning Bishenol-A passed by the following vote:
Ayes: 10 - Alioto-Pier, Ammiano, Dufty, Elsbernd, Jew, Maxwell, McGoldrick, Mirkarimi, Peskin, Sandoval
Noes: 1 - Daly
Question: Shall this Ordinance be FINALLY PASSED?

Recommendations of the Land Use and Economic Development Committee

Present: Supervisors Maxwell, Sandoval, McGoldrick

25. 061529 [Residential Inclusionary Affordable Housing Requirements]

Supervisors McGoldrick, Maxwell

Ordinance approving changes to the Residential Inclusionary Affordable Housing Requirements by amending Section 315 to clarify the regulations in effect for particular projects; amending Section 315.1 to modify certain definitions related to income and sale price calculation; amending Section 315.2 to add update findings; amending Section 315.3 to conform the legislation to the requirement that the ordinance apply to all projects of 5 units or more; amending Sections 315.4 and 315.5 to establish separate requirements for buildings of 120 feet in height or greater, to clarify the requirements related to the type of on- and off-site housing required, and to establish a preference in the lottery for on- and off-site units for people who live and work in San Francisco; amending Section 315.6 to provide updated guidelines for the calculation of the in lieu fee and to allow MOH to expend funds for a study to periodically update the fee; amending Section 315.7 to change the amount of time an ownership unit shall remain affordable; amending Section 315.8 to amend certain monitoring and study obligations; making a related change to the Jobs-Housing Linkage Program by amending Section 313.6 to make annual adjustments in the in lieu fee for that program correspond to the method used for the Residential Inclusionary Affordable Housing Program; and making findings, including findings under the California Environmental Quality Act.

11/14/06 -Economic Impact

4/10/2007, CONTINUED. Continued to April 17, 2007.

Question: Shall this Ordinance be PASSED ON FIRST READING?

26. 070217 [Zoning - Interim moratorium on installation of microcell equipment]

Supervisors Peskin, Jew, Sandoval, McGoldrick, Maxwell, Daly, Mirkarimi, Ammiano, Dufty, Alioto-Pier, Elsbernd

Urgency Ordinance approving an interim zoning moratorium on installation of microcell equipment for 45 days and making required findings, including findings of consistency with the priority policies of Planning Code Section 101.1 and environmental findings.

3/6/2007, CONTINUED. Continued to April 17, 2007.

Question: Shall this Ordinance be FINALLY PASSED?

CALLED FROM COMMITTEE

27. 060589 **[Liquor License Transfer, 845 Market Street, Space 010]**

Resolution determining that the transfer of a Type 21 off-sale general license from 1001 South Van Ness Avenue to 845 Market Street, basement of the San Francisco Centre, Space 010 to Bristol Farms Inc., will serve the public convenience and necessity of the people of the City and County of San Francisco, in accordance with Section 23958.4 of the California Business and Professions Code, with conditions.

8/15/2006, CONTINUED. Continued to September 12, 2006

9/12/2006, CONTINUED. Continued to September 19, 2006

9/19/2006, RE-REFERRED to City Operations and Neighborhood Services Committee.

3/20/2007, CALLED FROM COMMITTEE. Pursuant to Rule 5.31, Supervisor Dufty called this measure from City Operations and Neighborhood Services Committee.

3/27/2007, CONTINUED. Continued to April 10, 2007.

4/10/2007, CONTINUED. Continued to April 17, 2007.

Question: Shall this Resolution be ADOPTED?

NEW BUSINESS

DOCUMENTS DEPT
APR 13 2007
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Recommendations of the Budget and Finance Committee

Present: Supervisors Daly, Ammiano, Dufty, Mirkarimi, Sandoval

28. 061535 **[Planning Code - Adjustment to fee programs]**
Supervisor Peskin
Ordinance amending San Francisco Planning Code Sections 351 and 355 to adjust fees for Planning Department services; and making environmental findings.

Question: Shall this Ordinance be PASSED ON FIRST READING?

29. 070264 **[Payment of Fixed Pedestal Permit Fees For Space In Fixed Pedestal Newsracks]**
Supervisor Dufty
Ordinance amending Public Works Code Section 184.12(e) to allow applicants for fixed pedestal permit to pay fixed pedestal permit fees within ten business days after the Director's allocation of space in a fixed pedestal newsrack.

Question: Shall this Ordinance be PASSED ON FIRST READING?

30. 070316 **[Requiring Board of Supervisors approval of spending plans for specified Proposition 1B funds]**
Supervisors Sandoval, Ammiano, Daly, Jew, McGoldrick, Mirkarimi, Peskin
Ordinance amending the San Francisco Administrative Code by amending Section 10.170-1 to require departments to develop spending plans for the use of any funds received by the City and County under California Government Code Section 8879.23(l), the Local Streets and Road Improvement, Congestion Relief and Traffic Safety Account of 2006, to require departments to obtain approval by the Board of Supervisors of these spending plans prior to appropriation of the funds, to report back to the Board of Supervisors at six-month intervals following appropriation of the funds, and requiring the Controller to conduct an audit of the funds on a biannual basis.

Question: Shall this Ordinance be PASSED ON FIRST READING?

From the Budget Committee with Recommendation "Do Not Pass"

Present: Supervisors Daly, Ammiano, Dufty, Mirkarimi, Sandoval, Elsbernd, McGoldrick

A quorum of the Board of Supervisors was present and a Special Board of Supervisors meeting was held for the following item:

31. 070267 **[Second Amendment to Master Tournament Agreement between City and PGA Tour, Inc.]**
Supervisor Elsbernd
Resolution approving and authorizing a Second Amendment to the Master Tournament Agreement with PGA Tour, Inc., for the use of Harding Park Golf Course for certain professional golf tournaments.

Question: Shall this Resolution be ADOPTED?

NEW BUSINESS

Recommendations of the Budget and Finance Committee

Present: Supervisors Daly, Ammiano, Dufty, Mirkarimi, Sandoval

28. 061535 [Planning Code - Adjustment to fee programs]
Supervisor Peskin
Ordinance amending San Francisco Planning Code Sections 351 and 355 to adjust fees for Planning Department services; and making environmental findings.

Question: Shall this Ordinance be PASSED ON FIRST READING?

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Question: Shall this Ordinance be PASSED ON FIRST READING?

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Question: Shall this Ordinance be PASSED ON FIRST READING?

From the Budget Committee with Recommendation "Do Not Pass"

Present: Supervisors Daly, Ammiano, Dufty, Mirkarimi, Sandoval

31. 070267 [Second Amendment to Master Tournament Agreement between City and PGA Tour, Inc.]
Supervisor Elsbernd
Resolution approving and authorizing a Second Amendment to the Master Tournament Agreement with PGA Tour, Inc., for the use of Harding Park Golf Course for certain professional golf tournaments.

Question: Shall this Resolution be ADOPTED?

Recommendations of the Land Use and Economic Development Committee

Present: Supervisors Maxwell, Sandoval, McGoldrick

32. 070039 **[Planning Code-Amending Article 11 Designation of 583-587 Howard Street]**
Ordinance amending the designation of 583-587 Howard Street from "Unrated—Category V" to "Contributory—Category III" under Planning Code Article 11; and adopting General Plan, Planning Code Section 101.1(b) and environmental findings.
(Planning Commission)

Question: Shall this Ordinance be PASSED ON FIRST READING?

33. 070045 **[Planning Code-Amending Article 11 Designation of 625-631 Pine Street and 635-659 Pine Street]**
Supervisor Peskin
Ordinance amending the designation of 625-631 Pine Street from "Unrated—Category V" to "Significant—Category I" under Planning Code Article 11; amending the designation of 635-659 Pine Street from "Unrated—Category V" to "Significant—Category I" under Planning Code Article 11; and adopting General Plan, Planning Code Section 101.1(b) and environmental findings.
(Planning Commission)

Question: Shall this Ordinance be PASSED ON FIRST READING?

Recommendation of the Public Safety Committee

Present: Supervisors Mirkarimi, Maxwell, Dufty

34. 070271 **[Police Staffing at the Airport and Deployment of Personnel to District Stations]**
Supervisors Mirkarimi, Dufty
Ordinance adding Section 2A.87 of the San Francisco Administrative Code to: require the Chief of Police and Airport Director to determine staffing needs at the Airport Bureau; require the Chief of Police to create a staffing plan to redeploy sworn Airport Bureau personnel under certain circumstances; and set reporting requirements.

Question: Shall this Ordinance be PASSED ON FIRST READING?

Recommendations of the Rules Committee

Present: Supervisors Ammiano, Elsbernd

35. 070370 **[Waiving certain fees for Anti-War Rally on March 18, 2007]**
Supervisors Ammiano, Daly
Resolution urging the San Francisco Fire Department to retroactively waive, or reimburse, the ANSWER Coalition for fees paid to hold their March 18th Anti-War rally.

Question: Shall this Resolution be ADOPTED?

36. 070372 **[Confirming the appointment of Stephanie Shakofsky to the Port Commission, fulfilling the current term ending May 1, 2010 left vacant due to the passing of Sue Bierman]**
Mayor
Resolution confirming the appointment of Stephanie Shakofsky to the Port Commission, fulfilling the current term ending May 1, 2010 left vacant due to the passing of Sue Bierman.

Question: Shall this Resolution be ADOPTED?

37. 070386 **[Confirming the reappointment of Michael Hardeman to the Port Commission, term ending May 1, 2010]**
Mayor
Resolution confirming the reappointment of Michael Hardeman to the Port Commission, term ending May 1, 2010.

Question: Shall this Resolution be ADOPTED?

From the Rules Committee Without Recommendation

Present: Supervisors Ammiano, Elsbernd

38. 070323 **[Settlement of Claim - Eun Young Lee]**
Resolution approving the settlement of the unlitigated claim filed by Eun Young Lee against the City and County of San Francisco for payment of $88,493 and reinstatement of paid leave to vacation account; claim was filed on April 3, 2005.
(City Attorney)

Question: Shall this Resolution be ADOPTED?

SPECIAL ORDER 3:30 P.M - Recognition of Commendations

COMMITTEE REPORTS

Reports from committees, if any, recommending emergency or urgent measures.

The following item will be considered by the City Operations and Neighborhood Services Committee at a Regular Meeting on Thursday, April 12, 2007 at 1:00 p.m. The Chair intends to request the Committee to send the following item to the Board as a committee report on Tuesday, April 17, 2007.

39. 070347 **[Apply for State Re-Use Assistance Grant - Department of Telecommunications and Information Services]**

Mayor

Resolution authorizing the Department of Telecommunications and Information Services to apply for annual grants from the California Integrated Waste Management Board for the purpose of conducting activities leading to an increase of the re-use of materials that might otherwise go into the landfill.

Question: Shall this Resolution be ADOPTED?

The following item will be considered by the Land Use and Economic Development Committee at a Regular Meeting on Monday, April 16, 2007 at 1:00 p.m. The Chair intends to request the Committee to send the following item to the Board as a committee report on Tuesday, April 17, 2007.

40. 070269 **[Closing specified streets in Golden Gate Park on Saturdays on a trial basis for six months beginning May 5, 2007]**

Supervisors McGoldrick, Mirkarimi, Ammiano

Ordinance adding Section 6.13 to the San Francisco Park Code to prohibit, on a trial basis from Saturday May 5, 2007 and continuing for six months to Saturday November 3, 2007, motor vehicle traffic on Saturdays in Golden Gate Park on John F. Kennedy Drive between Kezar Drive and Transverse Drive; Arguello Boulevard; Conservatory Drive East and Conservatory Drive West; 8th Avenue; Bowling Green Drive between John F. Kennedy Drive and Middle Drive East; and Stow Lake Drive between Stow Lake Drive East and John F. Kennedy Drive; requiring reports from the Recreation and Park Department and Department of Parking and Traffic pertaining to the Saturday road closures; requiring the Golden Gate Park Concourse Authority to share its own data and reports that are relevant to the Saturday road closures with the aforementioned departments; requiring a hearing on the Saturday road closures before the Board of Supervisors or a Board committee; and making environmental findings.

Question: Shall this Ordinance be PASSED ON FIRST READING?

41. ROLL CALL FOR INTRODUCTIONS

Roll call for introduction of ordinances, resolutions, charter amendments, requests for hearings, letters of inquiry, letters of request to the City Attorney and Board Members' reports on their regional body activities.

42. PUBLIC COMMENT

An opportunity for members of the public to directly address the Board on items of interest to the public that are within the subject matter jurisdiction of the Board, including items being considered today which have not been considered by a Board committee and excluding items which have been considered by a Board committee. Members of the public may address the Board for up to three minutes. Each member of the public will be allotted the same number of minutes to speak, except that public speakers using translation assistance will be allowed to testify for twice the amount of the public testimony time limit. If simultaneous translation services are used, speakers will be governed by the public testimony time limit applied to speakers not requesting translation assistance. The President or the Board may limit the total testimony to 30 minutes.
Members of the public who want a document placed on the overhead for display should clearly state such and subsequently remove the document when they want the screen to return to live coverage of the meeting.

CLOSED SESSION

43. **070481** **[Closed Session - Potential Litigation involving the Department of Elections voting system contracts]**

Supervisor Elsbernd

Motion that the Board of Supervisors convene in closed session with the City Attorney for the purpose of conferring with, or receiving advice from, the City Attorney regarding potential litigation involving the Department of Elections voting system contracts. Government Code Section 54956.9(a) and San Francisco Administrative Code Section 67.10(d)(2) permit this closed session because discussion in open session concerning these matters would likely and unavoidably prejudice the position of the City in the potential litigation.

Question: Shall this Motion be APPROVED?

[Elect To Disclose]
Motion that the Board finds it is in the public interest to disclose information discussed in closed session, and directs the President immediately to disclose that information.

[Elect Not to Disclose]
Motion that the Board finds that it is in the best interest of the public that the Board elect at this time not to disclose its closed session deliberations concerning the anticipated litigation listed above.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures are introduced for adoption without committee reference. A unanimous vote is required for adoption of a resolution today. Any Supervisor may require any resolution to go to committee.

Items 44 through 49

44. 070469 **[CalHome Application]**

Supervisor Elsbernd

Resolution authorizing the submittal of an application to the California State Department of Housing and Community Development for funding under the CalHome Program; the execution of a standard agreement if selected for such funding and any amendments thereto; and any related documents necessary to participate in the CalHome Program.

4/10/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

45. 070470 **[Urging NAVTEQ to correct its driving directions to gain access to the Central Freeway from Market Street.]**

Supervisors Dufty, Mirkarimi, Daly

Resolution urging NAVTEQ to correct its driving directions to gain access to the Central Freeway from Market Street.

4/10/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

46. 070471 **[Commending the organizers of the second annual Poem Under the Dome]**

Supervisor Mirkarimi

Resolution commending the organizers of the second annual Poem Under the Dome poetry open mic event in City Hall.

4/10/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

47. 070472 **[Opposing SB 893]**

Supervisor Mirkarimi

Resolution declaring opposition to Senate Bill 893, state legislation that would shift all Proposition 10 revenue away from First 5 San Francisco County to the statewide California Families and Children's Commission.

4/10/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

48. 070473 [Relay For Life Day.]

Supervisor Peskin

Resolution proclaiming May 1, 2007 as Relay for Life's Paint Our Town Purple Day; and April 28-29 and July 14-15, 2007 as San Francisco Relay for Life Days in San Francisco.

4/10/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

49. 070474 [Supporting SB 464 to discourage abuse of the Ellis Act by real estate speculators]

Supervisor Peskin

Resolution supporting SB 464 to discourage abuse of the Ellis Act by real estate speculators.

4/10/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

*Questions on the For Adoption Without Committee Reference Agenda:*_____

50. IMPERATIVE AGENDA

Resolution(s), if any, to be adopted within limits imposed by the Sunshine Ordinance and the Ralph M. Brown Act, introduced today, not on the printed agenda. For such resolutions to be considered, the Board must first adopt the Serious Injury Finding or the Purely Commendatory Finding and the Brown Act Finding. Each motion requires 8 votes or a unanimous 6 or 7. A unanimous vote is required for the resolution(s).

[Serious Injury Finding]
Motion that the Board find that for the resolution(s) being considered at this time "the need to take action is so imperative as to threaten serious injury to the public interest if action is deferred to a later meeting."

[Purely Commendatory Finding]
Motion that the Board find that the resolution(s) being considered at this time are purely commendatory.

[Brown Act Finding]
Motion that the Board find by roll call vote that for the resolutions being considered at this time there is a need to take immediate action and the need to take action came to the attention of the City and County of San Francisco after the agenda was posted.

OFF-AGENDA LEGISLATION

PROPOSED ORDINANCES

Proposed ordinances received from April 3, 2007 through April 9, 2007, for reference by President to appropriate committee on April 17, 2007.

070422 **[Appropriating $1,003,073 of State reimbursements for additional ballot costs and other current expenses in the Department of Elections for Fiscal Year 2006-2007]**
Ordinance retroactively appropriating $1,003,073 from State mandated prior year election cost reimbursements to fund additional ballot costs related to the November 2006 Election and other current expenses in the Department of Elections for Fiscal Year 2006-2007.
(Elections Department)

4/9/2007, RECEIVED AND ASSIGNED to Budget and Finance Committee.

070423 **[Contract for the purchase of telecommunications services in excess of $10 Million]**
Ordinance approving a contract with AT&T providing for the purchase of a variety of telecommunications services at a cost in excess of $10 million and waiving certain requirements of the Administrative Code with respect to the contract.
(Telecommunications and Information Services)

4/9/2007, RECEIVED AND ASSIGNED to Budget and Finance Committee.

070420 **[Settlement of Lawsuit - Javed Malik]**
Ordinance authorizing settlement of the lawsuit filed by Javed Malik against the City and County of San Francisco for $30,000; the lawsuit was filed on February 10, 2005 in San Francisco Superior Court, Case No. 438-564; entitled Javed Malik, et al., v. City and County of San Francisco, et al.
(City Attorney)

4/4/2007, RECEIVED AND ASSIGNED to Rules Committee.

PROPOSED RESOLUTIONS

Proposed resolutions received from April 3, 2007 through April 9, 2007, for reference by President to appropriate committee on April 17, 2007.

070421 **[Department of Building Inspection Annual Report printing]**
Resolution authorizing the Department of Building Inspection, in accordance with Administrative Code Section 1.56, to expend funds to print 50 copies its fiscal year 2005/06 Annual Report and 50 copies of its fiscal year 2006/07 Annual Report.
(Building Inspection Department)

4/5/2007, RECEIVED AND ASSIGNED to Budget and Finance Committee.

070424 **[Lease of Real Property at 1212 Market Street]**
Resolution authorizing the lease of 14,472 square feet of space at 1212 Market Street (and also commonly known as 11 Grove Street) for the Department of the Environment.
(Real Estate Department)

4/9/2007, RECEIVED AND ASSIGNED to Budget and Finance Committee.

070476 **[Petitions and Communications]**

Petitions and Communications received from April 3, 2007 through April 9, 2007 for reference by the President to April 17, 2007.

From concerned citizens, submitting support for the Plastic Bag Reduction Ordinance. File 070085, Copy: Each Supervisor, Over 200 letters (1)

From Francisco Da Costa, regarding the 4th Annual Frontline Conference held March 29, 2007 addressing violence, gangs and turfs. (2)

From Francisco Da Costa, regarding various issues pertaining to the Bay View Hunters Point area. (3)

From Office of the Treasurer/Tax Collector, submitting the Cash difference and Overage Fund balance and activities reported to the Office of the Treasurer/Tax Collector for the period ending March, 2007. (4)

From Office of the Clerk of the Board, submitting notice of the Mayor's reappointment of Ruth Gravanis, Johanna Wald and Paul Pelosi to the Commission on the Environment. (5)

From Phoebe Williams, submitting copies of letters addressed to Senator Feinstein and Speaker Nancy Pelosi and Paul Pelosi regarding various issues. (6)

From concerned citizens, submitting opposition to the proposed 6-month trial closure of JFK Drive in Golden Gate Park on Saturdays. File 070269, Copy: Each Supervisor, 6 letters (7)

From concerned citizens, urging the Board to find a humane method of dealing with the African clawed frogs residing in Golden Gate Park's lily pond. 20 letters (8)

From Jeff Bushnell, submitting to the Board a suggestion to improve traffic in San Francisco. (9)

From James Chaffee, commenting on various issues regarding the Library Commission closed session meeting held March 15, 2007. (10)

From Janette Barroca, commending Julian Guthrie on her series of articles about St. Brigid Church. (11)

From concerned citizens, submitting support for the implementation of Community Choice energy in San Francisco. File 070112, Copy: Each Supervisor, 16 letters (12)

From Christian Holmer, regarding an immediate disclosure request from various City departments. 8 letters (13)

From Department of Public Works, regarding the supplemental appropriation request for City Attorney litigation costs in connection with the San Bruno Jail Project. Copy: Budget & Finance Committee Members (14)

From Office of the Controller, regarding City and County of San Francisco Finance Corporation Lease Revenue Bonds, Series 2007A. File 070349, Copy: Budget & Finance Committee Members (15)

From Pacific Gas & Electric Company, regarding notification of filing of application requesting approval of Gas Accord IV Settlement Agreement. (16)

From Office of the Controller/City Services Auditor, submitting report concerning a review of Comcast of California III, Inc.'s franchise fee payments 2003 through 2005. (17)

From Office of the Controller/City Services Auditor, submitting report concerning a review of the Statement of Cash and Investments as of December 31, 2006. (18)

From Department of Public Health/Environmental Health Section, submitting notice that the CA Department of Food and Agriculture has detected a Light Brown Apple Moth in the City of Berkeley. (19)

From Office of the Controller/City Services Auditor, submitting report concerning the concession review of America West Airlines, Inc. dba US Airways (America West) for the period July 1, 2005 through June 30, 2006. (20)

From concerned citizens, urging the Board to do something about the out-of-control bicyclists involved in "Critical Mass". 8 letters (21)

From SF Bicycle Advisory Committee, regarding the Bicycle Advisory Committee Hearing on Critical Mass scheduled for April 26, 2007 at 6:30 p.m. (22)

From Christian Leiva, urging the Board to support the Clean Construction Ordinance. File 061432, 2 letters (23)

From Midtown Park Apartments Board of Directors, submitting appreciation to the Board for authorizing the Director of the Mayor's Office of Housing to take all necessary measures to protect the health and safety of the residents of Midtown Park Apartments. (24)

From US Army Corps of Engineers, submitting SF District Public Notice: Nationwide Permit Reissuance. (25)

From Library Users Association, regarding the Library's misrepresentation of the Expanded Operating Hours Plan. (26)

From Janet Harrison, commenting on timed-use space in parks. (27)

From Ludmila K. Elliott, submitting copy of letter to the Department of Public Works regarding the on-going problem of graffiti on her mother's property. (28)

From Joseph O'Shea, submitting copy of letter to the SF Housing Authority commenting on various issues regarding Woodside Gardens. (29)

From Andrew G. Sacco, submitting appreciation to the Board for adjourning the February 27, 2007 Board meeting in his deceased sister Josie Sacco's honor. (30)

From Stephen Risher, regarding alternate ways to recycle plastic bags. File 070085, Copy: Each Supervisor (31)

From Francisco Da Costa, regarding the Restoration Advisory Board and the Citizens Advisory Committee to the Hunters Point Naval Shipyard. (32)

From Mayor's Office of Housing, submitting request for release of general funds ($18,000,000) for the development of affordable housing. (33)

From concerned citizens, submitting support for the 6-month trial closure of JFK Drive in Golden Gate Park on Saturdays. File 070269, Copy: Each Supervisor, 6 letters (34)

From Protection & Advocacy, Inc., writing on behalf of people with disabilities who have contacted PAI regarding the proposed closure of JFK Drive on Saturdays. File 070269, Copy: Land Use & Economic Development Committee Members (35)

From concerned citizens, urging the Board to find a humane method of dealing with the African clawed frogs residing in Golden Gate Park's lily pond. 11 letters (36)

From Francisco Da Costa, commenting on the sacred burial grounds (Shellmounds) of the Ohlone Indians here in the Bay Area. (37)

From Department of Human Services, submitting quarterly report on economic grievance settlements pursuant to Section I, Article II Section 10.25-12, of the San Francisco Administrative Code for Fiscal Year 2005-2006 and quarters July 1, 2006 thru March 31, 2007. (38)

From Office of the Controller/City Services Auditor, submitting report concerning concession review of Orchard Supply Hardware LLC, which operates a home improvement store in Millbrae, California on land owned by the Public Utilities Commission. (39)

From Dee Seligman, Ph.D., urging the Board to support San Francisco Neighborhood Emergency Response Team (NERT) training. (40)

From Alex von Hauffe, commenting on pedestrian countdown signals. (41)

From Ken Priore, Esq., commenting on the "Hole in the Wall" establishment relocating to the former Tapioca/Dance studio space on Folsom Street. (42)

From Open Voting Consortium, submitting support for the Board's decision to hold firm against purchasing a new voting system. (43)

From Francisco Da Costa, commenting on Yosemite Slough located near Candlestick Park, which is saturated with various dangerous pollutants. (44)

From Department of Public Works, regarding status on removing graffiti at various locations in District 5. (Reference 20070320-012) Copy: Supervisor Mirkarimi (45)

From Department of Public Works, regarding status on removing graffiti at the southwest corner of Pine and Octavia (fire hydrant) and the southwest corner of Grove and Fillmore (emergency box). (Reference 20070320-016) Copy: Supervisor Mirkarimi (46)

From Department of Public Works, regarding status on removing graffiti from light switch boxes and phone switch boxes at various locations in District 5. (Reference 20070320-011) Copy: Supervisor Mirkarimi (47)

ADJOURNMENT

BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO
AGENDA

9:15 a.m.
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Special

Legislative Chamber - Second Floor
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689
Friday, April 20, 2007 10:00 AM

Special Meeting

AARON PESKIN, PRESIDENT
MICHELA ALIOTO-PIER, TOM AMMIANO, CHRIS DALY,
BEVAN DUFTY, SEAN ELSBERND, ED JEW, SOPHIE MAXWELL,
JAKE McGOLDRICK, ROSS MIRKARIMI, GERARDO SANDOVAL

Kay Gulbengay, Interim Clerk of the Board

Agendas of the Board of Supervisors are available on the internet at www.ci.sf.ca.us/bdsupvrs

BOARD COMMITTEES

Committee Membership	Meeting Days
Budget and Finance Committee Supervisors Daly, Ammiano, Dufty, Mirkarimi, Sandoval	Wednesday 1:00 PM
City and School District Select Committee Supervisors Dufty, Mirkarimi, Maxwell, Commissioners Kim, Mendoza, Wynns	1st and 3rd Thursday 3:30 PM
City Operations and Neighborhood Services Committee Supervisors McGoldrick, Alioto-Pier, Jew	2nd and 4th Thursday 1:00 PM
Government Audit and Oversight Committee Supervisors Elsbernd, Alioto-Pier, Daly	1st and 3rd Monday 10:00 AM
Land Use and Economic Development Committee Supervisors Maxwell, Sandoval, McGoldrick	Monday 1:00 PM
Public Safety Committee Supervisors Mirkarimi, Maxwell, Dufty	2nd and 4th Monday 10:00 AM
Rules Committee Supervisors Ammiano, Elsbernd, Peskin	1st and 3rd Thursday 10:00 AM

First-named Supervisor/Commissioner is Chair, Second-named Supervisor/Commissioner is Vice-Chair, of the Committee.

Board Meeting Procedures

The Board of Supervisors is the Legislative Body of the City and County of San Francisco. The Board considers ordinances and resolutions, most of which have been the subject of hearings before the standing committees of the board at which members of the public are urged to testify. The full Board does not hold a second public hearing on measures which have been heard in committee.

Board procedures do not permit: 1) persons in the audience to vocally express support or opposition to statements by Supervisors or by other persons testifying; 2) ringing and use of cell phones, pagers and similar sound-producing electronic devices, (Violators may be removed from the meeting room.) 3) signs to be brought into the meeting or displayed in the room; and 4) standing in the Legislative Chamber.

Citizens are encouraged to testify at Board hearings and to write letters to the Board and to its members, City Hall, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102.

USING LAPTOP COMPUTERS FOR PRESENTATIONS: Please contact City Hall Media Services at (415) 554-4933 to coordinate the use of laptop computers for presentations at the meeting. Computers to be used are required to be tested in advance. The presenter should arrive 30 minutes prior to the meeting to connect and test their computer.

THE AGENDA PACKET IS AVAILABLE AT CITY HALL, ROOM 244, RECEPTION DESK. Agendas are available on the internet at www.sfgov.org/site/bdsupvrs_index.asp?id=4383 For information, call (415) 554-5184.

Board meetings are cablecast on SF Cable 26. For video tape copies and scheduling call (415) 557-4293.

Results of each Board meeting can be obtained about a half hour after the end of the meeting by telephoning (415) 554-5555.

Requests for language interpreters at a meeting must be received at least 48 hours in advance of the meeting to help ensure availability. Contact Madeleine Licavoli at (415) 554-7722.

AVISO EN ESPAÑOL: La solicitud para un traductor en una reunion debe recibirse antes de mediodia de el viernes anterior a la reunion. Llame a Erasmo Vazquez (415) 554-4909.

翻譯 *必須在會議前最少四十八小時提出要求*
請電 (415) 554-7701

Disability Access

The Legislative Chamber and the Committee Room in City Hall are wheelchair accessible.

Meetings are real-time captioned and are cablecast open-captioned on SF Cable 26. Assistive listening devices for the Legislative Chamber are available upon request at the Clerk of the Board's Office, Room 244. Assistive listening devices for the Committee Room are available upon request at the Clerk of the Board's Office, Room 244 or in the Committee Room. To request sign language interpreters, readers, large print agendas or other accommodations, please contact Madeleine Licavoli at (415) 554-7722 or (415) 554-5227 (TTY). Requests made at least 48 hours in advance of the meeting will help to ensure availability.

The nearest accessible BART station is Civic Center (Market/Grove/Hyde Streets). Accessible MUNI Metro lines are the J, K, L, M, and N (Civic Center or Van Ness Stations). MUNI bus lines serving the area are the 47 Van Ness, 9 San Bruno, and the 6, 7, 71 Haight/Noriega. For more information about MUNI accessible services, call (415) 923-6142.

There is accessible parking in the vicinity of City Hall at Civic Center Plaza and adjacent to Davies Hall and the War Memorial Complex. Accessible curbside parking is available on Dr. Carlton B. Goodlett Place and Grove Street.

In order to assist the City's efforts to accommodate persons with severe allergies, environmental illness, multiple chemical sensitivity or related disabilities, attendees at public meetings are reminded that other attendees may be sensitive to perfumes and various other chemical-based scented products. Please help the City to accommodate these individuals.

Know Your Rights Under the Sunshine Ordinance

Government's duty is to serve the public, reaching its decision in full view of the public. Commissions, boards, councils and other agencies of the City and County exist to conduct the people's business. This ordinance assures that deliberations are conducted before the people and that City operations are open to the people's review.

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ROLL CALL AND PLEDGE OF ALLEGIANCE

CLOSED SESSION

1. 070486 **[[Closed Session – Public Employee Appointment – Clerk of the Board, Legislative Administrator and City Clerk]]**

Supervisor Peskin

Motion that the Board of Supervisors convene in closed session to discuss the Public Employee Appointment – Clerk of the Board, Legislative Administrator and City Clerk.

This closed session is permitted by Government Code Section 54957, and the San Francisco Administrative Code Section 67.10 (b)

Question: Shall this Motion be APPROVED?

[Elect To Disclose]
Motion that the Board finds it is in the public interest to disclose information discussed in closed session, and directs the President immediately to disclose that information.

Elect Not to Disclose]
Motion that the Board finds that it is in the best interest of the public that the Board elect at this time not to disclose its closed session deliberations concerning the pending public employment appointment.

ADJOURNMENT

BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO

AGENDA

9:00 a.m. nst
DOCUMENTS DEPT.
APR 20 2007
SAN FRANCISCO
PUBLIC LIBRARY

Legislative Chamber - Second Floor
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689
Tuesday, April 24, 2007 2:00 PM

Regular Meeting

SF
590
#63
4/24/07

AARON PESKIN, PRESIDENT
MICHELA ALIOTO-PIER, TOM AMMIANO, CHRIS DALY,
BEVAN DUFTY, SEAN ELSBERND, ED JEW, SOPHIE MAXWELL,
JAKE McGOLDRICK, ROSS MIRKARIMI, GERARDO SANDOVAL

Kay Gulbengay, Interim Clerk of the Board

Agendas of the Board of Supervisors are available on the internet at www.ci.sf.ca.us/bdsupvrs

BOARD COMMITTEES

Committee Membership	Meeting Days
Budget and Finance Committee Supervisors Daly, Ammiano, Dufty, Mirkarimi, Sandoval	Wednesday 1:00 PM
City and School District Select Committee Supervisors Dufty, Mirkarimi, Maxwell, Commissioners Kim, Mendoza, Wynns	1st and 3rd Thursday 3:30 PM
City Operations and Neighborhood Services Committee Supervisors McGoldrick, Alioto-Pier, Jew	2nd and 4th Thursday 1:00 PM
Government Audit and Oversight Committee Supervisors Elsbernd, Alioto-Pier, Daly	1st and 3rd Monday 10:00 AM
Land Use and Economic Development Committee Supervisors Maxwell, Sandoval, McGoldrick	Monday 1:00 PM
Public Safety Committee Supervisors Mirkarimi, Maxwell, Dufty	2nd and 4th Monday 10:00 AM
Rules Committee Supervisors Ammiano, Elsbernd, Peskin	1st and 3rd Thursday 10:00 AM

First-named Supervisor/Commissioner is Chair, Second-named Supervisor/Commissioner is Vice-Chair, of the Committee.

Board Meeting Procedures

The Board of Supervisors is the Legislative Body of the City and County of San Francisco. The Board considers ordinances and resolutions, most of which have been the subject of hearings before the standing committees of the board at which members of the public are urged to testify. The full Board does not hold a second public hearing on measures which have been heard in committee.

Board procedures do not permit: 1) persons in the audience to vocally express support or opposition to statements by Supervisors or by other persons testifying; 2) ringing and use of cell phones, pagers and similar sound-producing electronic devices. (Violators may be removed from the meeting room.) 3) signs to be brought into the meeting or displayed in the room; and 4) standing in the Legislative Chamber.

Citizens are encouraged to testify at Board hearings and to write letters to the Board and to its members, City Hall, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102.

USING LAPTOP COMPUTERS FOR PRESENTATIONS: Please contact City Hall Media Services at (415) 554-4933 to coordinate the use of laptop computers for presentations at the meeting. Computers to be used are required to be tested in advance. The presenter should arrive 30 minutes prior to the meeting to connect and test their computer.

THE AGENDA PACKET IS AVAILABLE AT CITY HALL, ROOM 244, RECEPTION DESK. Agendas are available on the internet at www.sfgov.org/site/bdsupvrs_index.asp?id=4383 For information, call (415) 554-5184.

Board meetings are cablecast on SF Cable 26. For video tape copies and scheduling call (415) 557-4293.

Results of each Board meeting can be obtained about a half hour after the end of the meeting by telephoning (415) 554-5555.

Requests for language interpreters at a meeting must be received at least 48 hours in advance of the meeting to help ensure availability. Contact Madeleine Licavoli at (415) 554-7722.

AVISO EN ESPAÑOL: La solicitud para un traductor en una reunion debe recibirse antes de mediodia de el viernes anterior a la reunion. Llame a Erasmo Vazquez (415) 554-4909.

翻譯 *必須在會議前最少四十八小時提出要求*
請電 (415) 554-7701

Disability Access

The Legislative Chamber and the Committee Room in City Hall are wheelchair accessible.

Meetings are real-time captioned and are cablecast open-captioned on SF Cable 26. Assistive listening devices for the Legislative Chamber are available upon request at the Clerk of the Board's Office, Room 244. Assistive listening devices for the Committee Room are available upon request at the Clerk of the Board's Office, Room 244 or in the Committee Room. To request sign language interpreters, readers, large print agendas or other accommodations, please contact Madeleine Licavoli at (415) 554-7722 or (415) 554-5227 (TTY). Requests made at least 48 hours in advance of the meeting will help to ensure availability.

The nearest accessible BART station is Civic Center (Market/Grove/Hyde Streets). Accessible MUNI Metro lines are the J, K, L, M, and N (Civic Center or Van Ness Stations). MUNI bus lines serving the area are the 47 Van Ness, 9 San Bruno, and the 6, 7, 71 Haight/Noriega. For more information about MUNI accessible services, call (415) 923-6142.

There is accessible parking in the vicinity of City Hall at Civic Center Plaza and adjacent to Davies Hall and the War Memorial Complex. Accessible curbside parking is available on Dr. Carlton B. Goodlett Place and Grove Street.

In order to assist the City's efforts to accommodate persons with severe allergies, environmental illness, multiple chemical sensitivity or related disabilities, attendees at public meetings are reminded that other attendees may be sensitive to perfumes and various other chemical-based scented products. Please help the City to accommodate these individuals.

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ROLL CALL AND PLEDGE OF ALLEGIANCE

AGENDA CHANGES

COMMUNICATIONS

Note: Each item on the Consent or Regular agenda may include the following documents:
1) Legislation
2) Budget Analyst report
3) Legislative Analyst report
4) Department or Agency cover letter and/or report
5) Public correspondence
These items will be available for review at City Hall, Room 244, Reception Desk.

SPECIAL ORDER 2:00 P.M. - Mayor's Appearance Before The Board

(This item will be read at the third regularly scheduled Board meeting of every month)

The following is a time dedicated for the Mayor to discuss with the Board of Supervisors issues pertaining to the governance of the City and County of San Francisco. The Board of Supervisors offers this time for dialogue on the third regularly scheduled Board meeting of every month pursuant to the will of the voters as expressed in Proposition I in November of 2006.

Should the Mayor fail to appear after five minutes of the item being called, the Clerk shall remove the item from the Board's agenda, and the item shall not be considered by the Board. Should the Mayor appear and the Board therefore consider this item, public comment for this item will take place during public comment.

CONSENT AGENDA

All matters listed hereunder constitute a Consent Agenda, are considered to be routine by the Board of Supervisors and will be acted upon by a single roll call vote of the Board. There will be no separate discussion of these items unless a member of the Board so requests, in which event the matter shall be removed from the Consent Agenda and considered as a separate item.

Items 1 through 12

Recommendations of the Budget and Finance Committee

Present: Supervisors Daly, Ammiano, Dufty, Mirkarimi, Sandoval

1. 061535 [Planning Code - Adjustment to fee programs]
Supervisor Peskin
Ordinance amending San Francisco Planning Code Sections 351 and 355 to adjust fees for Planning Department services; and making environmental findings.

4/17/2007, PASSED ON FIRST READING.
Question: Shall this Ordinance be FINALLY PASSED?

2. 070264 [Payment of Fixed Pedestal Permit Fees For Space In Fixed Pedestal Newsracks]
Supervisor Dufty
Ordinance amending Public Works Code Section 184.12(e) to allow applicants for fixed pedestal permit to pay fixed pedestal permit fees within ten business days after the Director's allocation of space in a fixed pedestal newsrack.

4/17/2007, PASSED ON FIRST READING.
Question: Shall this Ordinance be FINALLY PASSED?

3. 070316 [Requiring Board of Supervisors approval of spending plans for specified Proposition 1B funds]
Supervisors Sandoval, Ammiano, Daly, Jew, McGoldrick, Mirkarimi, Peskin
Ordinance amending the San Francisco Administrative Code by amending Section 10.170-1 to require departments to develop spending plans for the use of any funds received by the City and County under California Government Code Section 8879.23(l), the Local Streets and Road Improvement, Congestion Relief and Traffic Safety Account of 2006, to require departments to obtain approval by the Board of Supervisors of these spending plans prior to appropriation of the funds, to report back to the Board of Supervisors at six-month intervals following appropriation of the funds, and requiring the Controller to conduct an audit of the funds on a biannual basis.

4/17/2007, PASSED ON FIRST READING.
Question: Shall this Ordinance be FINALLY PASSED?

Recommendations of the City Operations and Neighborhood Services Committee

Present: Supervisors Alioto-Pier, Jew

4. 070243 [Traffic Regulations]
Resolution enacting and rescinding traffic regulations on various streets.

TRANSIT LANE, 4 PM TO 6 PM, MONDAY THROUGH FRIDAY- ESTABLISH
Clay Street, south side, between Davis and Drumm Streets
(Parking and Traffic Department)
(2/22/07: Categorically exempt from Environmental Review Class 1(c)(9) changes in the traffic and parking regulations where such changes do not establish a higher speed limit or result in more than a negligible increase in the use of the street; DPT Order No. 3317.)

Question: Shall this Resolution be ADOPTED?

5. 070244 **[Parking Regulations]**

Resolution enacting and rescinding parking regulations at various locations.

UNMETERED MOTORCYCLE PARKING - ESTABLISH
2971 21st Street, south side, between the driveways for #2965 - and #2971- 21st Street (establishes three motorcycle parking spaces); and,
Octavia Boulevard, east side, from Linden Street to 14 feet northerly (accommodating 4 motorcycle parking spaces)

TOW-AWAY, NO STOPPING, 3 PM TO 6 PM, MONDAY THROUGH FRIDAY - RESCIND
TOW-AWAY, NO STOPPING, 3 PM TO 7 PM, MONDAY THROUGH FRIDAY - ESTABLISH
Pine Street, south side, from Polk Street to Larkin Street.

TOW-AWAY, NO STOPPING, 7 AM TO 7 PM EVERYDAY- RESCIND
TOW-AWAY, NO STOPPING ANYTIME - ESTABLISH
Clay Street, south side, from Stockton Street to 84 feet westerly.

TOW-AWAY NO STOPPING, 6 AM TO 6 PM EVERYDAY - RESCIND
TOW-AWAY NO STOPPING, 7 AM TO 7 PM, EVERYDAY - ESTABLISH
Sacramento Street, north side, between Powell and Mason Streets

TOW-AWAY NO STOPPING, 4 PM TO 6 PM, MONDAY THROUGH FRIDAY - RESCIND
Clay Street, north side, between Davis and Drumm Streets

NO PARKING ANYTIME - ESTABLISH
Clay Street, north side, between Davis Street and 18 feet easterly

RESIDENTIAL PERMIT PARKING AREA "X" (2-HOUR TIME LIMIT, 8 AM TO 6 PM, MONDAY THROUGH FRIDAY) - ESTABLISH
Pennsylvania Avenue, west side, from 20th Street to 127 feet north of 22nd Street (500 and 600 blocks up and including address #672) (legislating existing conditions)
(Parking and Traffic Department)
(2/22/07: Categorically exempt from Environmental Review Class 1(c)(9) changes in the traffic and parking regulations where such changes do not establish a higher speed limit or result in more than a negligible increase in the use of the street; DPT Order No. 3317.)

Question: Shall this Resolution be ADOPTED?

6. 070312 **[Accept-Expend Federal and State Grants - Municipal Transportation Agency]**
Supervisor Jew

Resolution authorizing the Director of Transportation or his designee to accept and expend a National Highway Traffic Safety Administration/California Office of Traffic Safety grant in the amount of $496,885 for a School Area Bicycle and Pedestrian Safety Project.

Question: Shall this Resolution be ADOPTED?

7. **070324** **[Gift of Equipment to Fire Department]**

Resolution authorizing the San Francisco Fire Department to accept a gift of a custom firefighter air system to be installed within the Folsom Street training tower valued at $15,000 from Rescue Air Systems for training, emergency preparedness, high rise safety, and related purposes.
(Fire Department)

Question: Shall this Resolution be ADOPTED?

8. **070307** **[Grant for California Pandemic Influenza Preparedness funds]**

Supervisor Dufty

Resolution authorizing the San Francisco Department of Public Health (DPH), Communicable Disease Control and Prevention Section to accept and expend retroactively a new grant in the amount of $133,662, from the Centers for Disease Control and Prevention (CDC) and the California Department of Health Services (CDHS), to fund pandemic influenza emergency preparedness activities and to enter into an agreement with the CDHS for the use of these funds; for the period of August 31, 2006 through August 30, 2007.

Question: Shall this Resolution be ADOPTED?

9. **070395** **[Contract funds to support participation in an international HIV/AIDS study]**

Resolution authorizing the San Francisco Department of Public Health (DPH) – AIDS Office, to enter into an agreement with Blood Systems Research Institute (BSRI) and to retroactively accept and expend funds in the amount of $12,192 for a project entitled Retrovirus Epidemiology Donor Study – II (REDS-II) – International; for the period of January 1, 2007 through April 30, 2007.
(Public Health Department)

Question: Shall this Resolution be ADOPTED?

10. **070348** **[Accept-Expend Federal Grant - SF Department of the Environment]**

Mayor, Supervisor Dufty

Resolution authorizing the San Francisco Department of the Environment to accept and expend a grant in the amount of $24,365 from the United States Environmental Protection Agency Collaborative Diesel Emission Reduction Program through City College of San Francisco to conduct public outreach and develop training materials to promote "renewable" biodiesel fuel use in San Francisco.

Question: Shall this Resolution be ADOPTED?

Recommendations of the Land Use and Economic Development Committee

Present: Supervisors Maxwell, Sandoval, McGoldrick

11. **070039** **[Planning Code-Amending Article 11 Designation of 583-587 Howard Street]**

Ordinance amending the designation of 583-587 Howard Street from "Unrated—Category V" to "Contributory—Category III" under Planning Code Article 11; and adopting General Plan, Planning Code Section 101.1(b) and environmental findings.
(Planning Commission)

4/17/2007, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

12. 070045 **[Planning Code-Amending Article 11 Designation of 625-631 Pine Street and 635-659 Pine Street]**

Supervisor Peskin

Ordinance amending the designation of 625-631 Pine Street from "Unrated—Category V" to "Significant—Category I" under Planning Code Article 11; amending the designation of 635-659 Pine Street from "Unrated—Category V" to "Significant—Category I" under Planning Code Article 11; and adopting General Plan, Planning Code Section 101.1(b) and environmental findings. (Planning Commission)

4/17/2007, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

*Questions on the Consent Agenda are on final passage, first reading, or adoption, as indicated:*_____

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendations of the Land Use and Economic Development Committee

Present: Supervisors Maxwell, Sandoval, McGoldrick

13. 061529 [Residential Inclusionary Affordable Housing Requirements]
Supervisors McGoldrick, Maxwell

Ordinance approving changes to the Residential Inclusionary Affordable Housing Requirements by amending Section 315 to clarify the regulations in effect for particular projects; amending Section 315.1 to modify certain definitions related to income and sale price calculation; amending Section 315.2 to update findings; amending Section 315.3 to conform the legislation to the requirement that the ordinance apply to all projects of 5 units or more; amending Sections 315.4 and 315.5 to establish separate requirements for buildings of 120 feet in height or greater, to clarify the requirements related to the type of on- and off-site housing required, and to establish a preference in the lottery for on- and off-site units for people who live and work in San Francisco; amending Section 315.6 to provide updated guidelines for the calculation of the in lieu fee and to allow MOH to expend funds for a study to periodically update the fee; amending Section 315.7 to change the amount of time an ownership unit shall remain affordable; amending Section 315.8 to amend certain monitoring and study obligations; making a related change to the Jobs-Housing Linkage Program by amending Section 313.6 to make annual adjustments in the in lieu fee for that program correspond to the method used for the Residential Inclusionary Affordable Housing Program; and making findings, including findings under the California Environmental Quality Act.

11/14/06 -Economic Impact

4/10/2007, CONTINUED. Continued to April 17, 2007.

4/17/2007, AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE.

4/17/2007, PASSED ON FIRST READING AS AMENDED.

Question: Shall this Ordinance be FINALLY PASSED?

Present: Supervsiors Maxwell, McGoldrick

14. 070269 **[Closing specified streets in Golden Gate Park on Saturdays on a trial basis for six months beginning May 5, 2007]**
Supervisor McGoldrick
Ordinance adding Section 6.13 to the San Francisco Park Code to prohibit motor vehicle traffic on Saturdays in Golden Gate Park on John F. Kennedy Drive between Transverse Drive and the western side of Hagiwara Tea Garden Drive and Stow Lake Drive between Stow Lake Drive East and John F. Kennedy Drive from May 26, 2007 until September 29, 2007; requesting development of improvement plan for Middle Drive West between Transverse Drive and Metson Road; requiring reports from the Recreation and Park Department pertaining to the Saturday road closures; and making environmental findings.

4/17/2007, PASSED ON FIRST READING.
Question: Shall this Ordinance be FINALLY PASSED?

Recommendation of the Public Safety Committee

Present: Supervisors Mirkarimi, Maxwell, Dufty

15. 070271 **[Police Staffing at the Airport and Deployment of Personnel to District Stations]**
Supervisors Mirkarimi, Dufty, Ammiano
Ordinance adding Section 2A.87 of the San Francisco Administrative Code to: require the Chief of Police and Airport Director to determine staffing needs at the Airport Bureau; require the Chief of Police to create a staffing plan to redeploy sworn Airport Bureau personnel under certain circumstances; and set reporting requirements.

4/17/2007, PASSED ON FIRST READING. Supervisor Ammiano requested to be added as a co-sponsor.
Question: Shall this Ordinance be FINALLY PASSED?

NEW BUSINESS

Recommendations of the Budget and Finance Committee

Present: Supervisors Daly, Dufty, Mirkarimi

16. 070407 [Appropriating $28,050,000 of FY 2006-2007 General Fund Balance for Affordable Housing projects, Real Ownership Opportunities for Tenants, and housing services for Fiscal Year 2007-2008]

Supervisors Daly, Ammiano, Mirkarimi, Dufty

Ordinance appropriating $28,050,000 of General Fund Balance from Fiscal Year 2006-2007, including $20,000,000 to the Mayor's Office of Housing for the acquisition, construction, and rehabilitation of affordable family housing, housing for seniors and persons with disabilities, and housing for persons, including but not limited to 18-24 year old youths exiting systems of care, who are currently homeless or who at risk of being homeless; $5,000,000 to the Mayor's Office of Housing for repairs and services at public housing developments; $2,500,000 for the Real Ownership Opportunities for Tenants project (ROOTS); $550,000 for the Mayor's Office of Community Development for the acquisition of a site for a Housing Services Collaborative in the Mission District/Dolores Park Area for Fiscal Year 2007-2008 and reserving the funds pending review of expenditure plans by the Finance Committee.

(Fiscal Impact.)

4/10/2007, SUBSTITUTED. Supervisor Daly submitted a substitute ordinance bearing new title.

Question: Shall this Ordinance be PASSED ON FIRST READING?

17. 070371 [Appropriating $27,376,664 million Tobacco Settlement and Bond Revenue for the Laguna Honda Hospital Replacement Program to the Department of Public Health for Fiscal Year 2006-2007]

Supervisor Elsbernd

Ordinance appropriating $27,376,664 million, including $16,123,659 in Tobacco Settlement Revenue, $2,364,847 in Tobacco Settlement Revenue Interest Earnings, and $8,888,158 in Bond Proceeds to support Laguna Honda Hospital Replacement Program costs to the Department of Public Health for Fiscal Year 2006-2007.

(Fiscal Impact.)

Question: Shall this Ordinance be PASSED ON FIRST READING?

18. 070317 [Appropriating $10,549,123 of current project funding and fund balance to revise the Five-Year Capital Plan in the San Francisco International Airport for Fiscal Year 2006-2007]

Mayor

Ordinance appropriating $10,549,123, including the de-appropriation of $8,547,251 in current project funding and appropriating $2,001,872 of Airport's contingency fund balance, for various San Francisco International Airport (SFIA) capital projects to reflect the updated SFIA Five-Year Capital Plan for Fiscal Year 2004-2005 through Fiscal Year 2008-2009.

(Fiscal Impact.)

Question: Shall this Ordinance be PASSED ON FIRST READING?

19. 070408 [Public Employment - Administrative Services (ADM), Department of Public Health (DPH), Department of Public Works (DPW) and Emergency Communications Department (ECD)]

Mayor

Ordinance amending Ordinance No. 203-06 (Annual Salary Ordinance FY 2006-2007) to reflect the proposed changes to Administrative Services (ADM), Department of Public Health (DPH), Department of Public Works (DPW) and Emergency Communications Department (ECD) staffing by decreasing total staffing by 7.00 FTEs.

Question: Shall this Ordinance be PASSED ON FIRST READING?

20. 070349 **[2007 Finance Corporation Equipment Program]**
Mayor
Resolution approving the form of and authorizing execution and delivery by the City and County of San Francisco of an equipment lease Supplement No. 14 (Series 2007A Bonds) between the City and County of San Francisco Finance Corporation, as lessor, and the City and County of San Francisco, as lessee, with respect to the equipment to be used for city purposes, a related certificate of approval and a continuing disclosure certificate; approving the issuance of lease revenue bonds by said nonprofit corporation in an amount not to exceed $13,100,000; approving the form of the official statement in preliminary and final form; providing for reimbursement to the City and County of San Francisco of certain city expenditures incurred prior to the issuance of lease revenue bonds; and providing for the execution of documents in connection therewith.
(Fiscal Impact.)

Question: Shall this Resolution be ADOPTED?

Recommendations of the City Operations and Neighborhood Services Committee

Present: Supervisors Alioto-Pier, Jew

21. 070230 **[Reducing the speed limit on Third Street between Kirkwood and Shafter Streets from 30 to 25 miles per hour and increasing the speed limit on Third Street between Jamestown Avenue and Bayshore Boulevard from 25 to 30 miles per hour]**
Ordinance amending Section 175.29 of the Traffic Code to lower the speed limit on Third Street between Kirkwood and Shafter Streets from 30 to 25 miles per hour, and establishing a 30 mile per hour speed limit on Third Street between Jamestown Avenue and Bayshore Boulevard.

Question: Shall this Ordinance be PASSED ON FIRST READING?

22. 070306 **[Landmark tree designation of Coast Live Oak at 20-28 Rosemont Terrace]**
Supervisor Dufty
Ordinance designating the Coast Live Oak at 20-28 Rosemont Terrace (Assessor's Block 3534, Lot 22) as a landmark tree, making findings supporting the designation, and requesting official acts in furtherance of the landmark tree designation.

Question: Shall this Ordinance be PASSED ON FIRST READING?

23. 070382 **[Landmark tree designation of California buckeye at 730 28th Avenue]**
Supervisor McGoldrick
Ordinance designating the California buckeye at 730 28th Avenue (Assessor's Block 1617, Lot 030) as a landmark tree, making findings supporting the designation, and requesting official acts in furtherance of the landmark tree designation.

Question: Shall this Ordinance be PASSED ON FIRST READING?

24. 070384 [Waiving fees for banners to be placed by the Mayor's Memorial Day Citizens Committee to publicize an event or events to commemorate Memorial Day 2007 in San Francisco]
Supervisor Peskin
Ordinance waiving banner fees under San Francisco Public Works Code Section 184.78 for up to 100 banners to be placed by the Mayor's Memorial Day Citizens Committee to publicize an event or events commemorating Memorial Day 2007 in San Francisco.

Question: Shall this Ordinance be PASSED ON FIRST READING?

25. 070232 [STOP Intersections]
Resolution designating certain intersections as "STOP" intersections.

STOP SIGNS – ESTABLISH
Castenada and Magellan Avenues, stopping Magellan Avenue;
Stillings, Detroit and Vista Verde, stopping Detroit Street and Vista Verde Court, making this uncontrolled intersection a two-way STOP;
19th Street and Caselli Avenue, stopping 19th Street, making this uncontrolled intersection a two-way STOP;
Hermann and Webster Streets, stopping Hermann Street, making this intersection an All-Way STOP;
21st and Florida Streets, stopping 21st Street, making this intersection an All-Way STOP.;
Chestnut and Avila Street, stopping Avila Street; and,
Mallorca and Chestnut Street, stopping Mallorca Street.
(Parking and Traffic Department)
(2/22/07: Categorically exempt from Environmental Review Class 1(c)(9) changes in the traffic and parking regulations where such changes do not establish a higher speed limit or result in more than a negligible increase in the use of the street; DPT Order No. 3317.)

Question: Shall this Resolution be ADOPTED?

Recommendation of the Land Use and Economic Development Committee

Present: Supervisor Maxwell, McGoldrick

26. 070327 [Consent Calendar Procedures - Planning Commission]
Supervisor McGoldrick
Ordinance amending Planning Code Sections 316.2, 316.3, 316.4, 316.5, 316.6, 316.7 and 316.8 to conform the procedures for consideration of Planning Commission consent calendar items in the Neighborhood-Commercial and South of Market districts and for live-work units in RH and RM districts.
(Planning Department)

Question: Shall this Ordinance be PASSED ON FIRST READING?

SPECIAL ORDER 3:30 P.M - Recognition of Commendations

27. ROLL CALL FOR INTRODUCTIONS

Roll call for introduction of ordinances, resolutions, charter amendments, requests for hearings, letters of inquiry, letters of request to the City Attorney and Board Members' reports on their regional body activities.

28. PUBLIC COMMENT

An opportunity for members of the public to directly address the Board on items of interest to the public that are within the subject matter jurisdiction of the Board, including items being considered today which have not been considered by a Board committee and excluding items which have been considered by a Board committee. Members of the public may address the Board for up to three minutes. Each member of the public will be allotted the same number of minutes to speak, except that public speakers using translation assistance will be allowed to testify for twice the amount of the public testimony time limit. If simultaneous translation services are used, speakers will be governed by the public testimony time limit applied to speakers not requesting translation assistance. The President or the Board may limit the total testimony to 30 minutes.
Members of the public who want a document placed on the overhead for display should clearly state such and subsequently remove the document when they want the screen to return to live coverage of the meeting.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures are introduced for adoption without committee reference. A unanimous vote is required for adoption of a resolution today. Any Supervisor may require any resolution to go to committee.

Items 29 through 44

29. 070510 **[Small Business Week - May 5 to May 11, 2007]**
Supervisors Elsbernd, Alioto-Pier
Resolution proclaiming May 5, 2007 to May 11, 2007 Small Business Week in San Francisco.

4/17/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

30. 070511 **[Expanding household hazardous waste programs, and supporting AB 1109]**
Supervisor Sandoval
Resolution urging the Department of the Environment to increase the number of outlets in San Francisco that accept various types of household hazardous waste and universal waste, and urging San Francisco retailers, including the new Home Depot, to serve as drop off sites, and to support AB1109, which holds manufacturers responsible for the collection and recycling of these products at the end of their useful life.

4/17/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

31. 070512 **[Proclaiming May 1, 2007 as Immigrant Workers Day in San Francisco]**
Supervisor Sandoval
Resolution proclaiming May 1, 2007 as Immigrant Workers Day in San Francisco.

4/17/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

32. 070513 [Urging the California State Legislature to repeal Section 1569-147 of the Health and Safety Code]

Supervisor Ammiano

Resolution urging the California State Legislature to repeal Section 1569-147 of the Health and Safety Code to allow local governments to limit the annual rent increase imposed on occupied units of licensed residential care facilities for the elderly.

4/17/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

33. 070514 [Grant to fund a project through Department of Public Health, HIV Epidemiology Section]

Supervisor Ammiano

Resolution authorizing the San Francisco Department of Public Health, AIDS Office (DPH-AIDS Office), to accept and expend a grant in the amount of $20,030 from the Medical School University of Zagreb, Croatia, for the Time Location Sampling Training Module; for the period of July 1, 2007, through October 31, 2007.

4/17/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

34. 070515 [Supporting chemical testing and ingredient disclosure in cosmetic products, and endorsing SB 578]

Supervisor Maxwell

Resolution urging San Francisco's State delegation to support efforts requiring testing and ingredient disclosure in cosmetic products, and to support SB 578, which requires manufacturers to disclose chemical ingredients in products as well as the health risks associated with these chemicals.

4/17/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

35. 070516 [Armenian Genocide Commemoration Day - April 24, 2007]

Supervisor Peskin

Resolution declaring April 24, 2007 as Armenian Genocide Commemoration Day in San Francisco.

4/17/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

36. 070517 [Extending review time for landmark tree designation at 730 28th Avenue]

Supervisor McGoldrick

Resolution extending the landmark tree designation review period for a California buckeye at 730 28th Avenue (Assessor's Block 1617, Lot 030) for an additional 90 days in accordance with Public Works Code Section 810(d) and requesting other official acts in connection with this extension.

4/17/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

37. 070518 **[Accept-Expend Private Foundation Grant - District Attorney]**

Supervisor Maxwell

Resolution authorizing the Department of the District Attorney of the City and County of San Francisco to accept and expend a grant in the amount of $25,000 through the Blue Shield of California Foundation, for a project entitled "Planning Grant for Comprehensive Services to Children Who Witness Violence for the period March 1, 2007 to December 1, 2007.

4/17/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING

Question: Shall this Resolution be ADOPTED?

38. 070519 **[Plug-in hybrid pilot project]**

Supervisor Daly

Resolution urging the Department of the Environment to develop a pilot project to determine the viability of plug-in hybrid electric vehicles in San Francisco, as part of the municipal vehicle fleet.

4/17/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

39. 070520 **[Extending Western SoMa Citizens Planning Task Force]**

Supervisor Daly

Resolution extending the life and operation of Western SoMa Citizens Planning Task Force.

4/17/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

40. 070413 **[Final Map - 3165 Mission Sstreet]**

Motion approving Final Map 3428, an Eight Unit Mixed-Use Condominium Project, located at 3165 Mission Street being a merger and resubdivision of Lots 14 and 15 in Assessors Block No. 5518 and adopting findings pursuant to the General Plan and City Planning Code Section 101.1 (Public Works Department)

4/17/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

41. 070521 **[Final Map - 1160 Mission Street]**

Motion approving Final Map 3849, a 246 Unit Residential Mixed-Use Condominium Project, located at 1160 Mission Street being a subdivision of Lots 37, 38 and 56 in Assessors Block No. 3702 and adopting findings pursuant to the General Plan and City Planning Code Section 101.1 (Public Works Department)

4/17/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

42. 070522 [Final Map - 490 Post Street]]

Motion approving Final Map 3766, a 130 Unit Commercial Condominium Project, located at 490 Post Street being a subdivision of Lot 10 in Assessors Block No. 0296 and adopting findings pursuant to the General Plan and City Planning Code Section 101.1
(Public Works Department)

4/17/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

43. 070523 [Final Map - 542 Brannan Street]

Motion approving Final Map 2585, a 36 Unit Live-Work Condominium Project, located at 542 Brannan Street being a subdivision of Lot 72 in Assessors Block No. 3777 and adopting findings pursuant to the General Plan and City Planning Code Section 101.1
(Public Works Department)

4/17/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

44. 070524 [Final Map - 530 Brannan Street]

Motion approving Final Map 2592, a 32 Unit Live-Work Condominium Project, located at 530 Brannan Street being a subdivision of Lot 71 in Assessors Block No. 3777 and adopting findings pursuant to the General Plan and City Planning Code Section 101.1
(Public Works Department)

4/17/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

*Questions on the For Adoption Without Committee Reference Agenda:*_____

45. IMPERATIVE AGENDA

Resolution(s), if any, to be adopted within limits imposed by the Sunshine Ordinance and the Ralph M. Brown Act, introduced today, not on the printed agenda. For such resolutions to be considered, the Board must first adopt the Serious Injury Finding or the Purely Commendatory Finding and the Brown Act Finding. Each motion requires 8 votes or a unanimous 6 or 7. A unanimous vote is required for the resolution(s).

[Serious Injury Finding]
Motion that the Board find that for the resolution(s) being considered at this time "the need to take action is so imperative as to threaten serious injury to the public interest if action is deferred to a later meeting."

[Purely Commendatory Finding]
Motion that the Board find that the resolution(s) being considered at this time are purely commendatory.

[Brown Act Finding]
Motion that the Board find by roll call vote that for the resolutions being considered at this time there is a need to take immediate action and the need to take action came to the attention of the City and County of San Francisco after the agenda was posted.

OFF-AGENDA LEGISLATION

PROPOSED ORDINANCES

Proposed ordinances received from April 10, 2007 through April 16, 2007, for reference by President to appropriate committe on April 24, 2007.

070482 **[Settlement of Lawsuit - Carl Montgomery]**
Ordinance authorizing settlement of the lawsuit filed by Carl Montgomery against the City and County of San Francisco for $30,000; the lawsuit was filed on August 24, 2004 in San Francisco Superior Court, Case No. 434-032; entitled Carl Montgomery, et al., v. City and County of San Francisco, et al.
(City Attorney)

4/11/2007, RECEIVED AND ASSIGNED to Rules Committee.

070488 **[Appropriating $2,345,549 for the Juvenile Hall Youth Guidance Center Replacement Project in the Department of Public Works for Fiscal Year 2006-2007]**
Ordinance appropriating $2,345,549, of which $1,077,589 is from Juvenile Hall Youth Guidance Center Replacement Project Certificates of Participation (COPs) interest earned, $847,960 is from the Reserve for Rainy Day – One-time Spending Account, and $420,000 is from a deappropriation of the Youth Guidance Center facilities maintenance project, to fund Juvenile Hall Youth Guidance Center Replacement Project construction costs in the Department of Public Works for Fiscal Year 2006-2007.
(Public Works Department)

4/16/2007, RECEIVED AND ASSIGNED to Budget and Finance Committee.

PROPOSED RESOLUTIONS

Proposed resolutions received from April 10, 2007 through April 16, 2007, for reference by President to appropriate committe on April 24, 2007.

070483 **[Lease of Real Property at the southwest corner of 13th Street and South Van Ness Avenue]**
Resolution authorizing the lease of a parking lot, containing approximately 78,005 square feet, located at the southwest corner of 13th Street and South Van Ness Avenue.
(Real Estate Department)

4/11/2007, RECEIVED AND ASSIGNED to Budget and Finance Committee.

PROPOSED MOTIONS

None

070525 **[Petition and Communications]**

Petitions and Communications received from April 10, 2007 through April 16, 2007 for reference by the President to April 24, 2007.

From Municipal Transportation Agency, regarding status on the feasibility of angled parking on the north-south streets intersecting Irving Street between 6th and 15th Avenues, and reducing the length of parallel parking spaces along Irving Street. (Reference 20070306-002) Copy: Supervisor Mirkarimi (1)

From Office of the Controller, regarding status on request to provide information on contracts in the City and County of San Francisco. Copy: Supervisor Mirkarimi (2)

From Department of Public Works, regarding status on removing graffiti at various property locations in District 5. (Reference 20070313-006) Copy: Supervisor Mirkarimi (3)

From Department of Public Works, regarding status on removing graffiti from news racks at various locations in District 5. (Reference 20070313-008) Copy: Supervisor Mirkarimi (4)

From Department of Public Works, regarding status on removing graffiti from news racks at various locations in District 5. (Reference 20070313-007) Copy: Supervisor Mirkarimi (5)

From Department of Public Works, regarding status on removing graffiti from garbage receptacles on the southwest corner of Grove and Webster and the northeast corner of Grove and Fillmore. (Reference 20070320-014) Copy: Supervisor Mirkarimi (6)

From Department of Public Works, regarding status on removing graffiti from news racks owned by The Examiner on the southeast corner of Divisadero and Pine Streets and the northeast corner of Sutter and Pine Streets. (Reference 20070320-009) Copy: Supervisor Mirkarimi (7)

From Department of Public Works, regarding status on removing graffiti from mailboxes at various locations in District 5. (Reference 20070320-010) Copy: Supervisor Mirkarimi (8)

From Department of Public Works, regarding status on removing graffiti from parking meters on Steiner Street between Geary and O'Farrell Streets. (9)

From Municipal Transportation Agency, submitting the MTA/DPT Tow Refund Report for first quarter 2007. (10)

From Lake Street Residents Association, submitting opposition to the proposed 6-month trial closure of JFK Drive in Golden Gate Park on Saturdays. File 070269, Copy: Land Use & Economic Development Committee Members (11)

From concerned citizens, submitting opposition to the proposed 6-month trial closure of JFK Drive in Golden Gate Park on Saturdays. File 070269, Copy: Each Supervisor, 7 letters (12)

From concerned citizens, submitting support for the Plastic Bag Reduction Ordinance. File 070085, Over 200 letters (13)

From concerned citizens, submitting support for the implementation of Community Choice energy in San Francisco. 15 letters (14)

From Office of the Clerk of the Board, submitting quarterly report on departmental spending according to Section 10.19-5 of the Administrative Code. (15)

From Office of the Clerk of the Board, regarding professional/organization memberships in compliance with Administrative Code Section 16.6. (16)

From Civil Service Commission, regarding proposed amendment to the City Charter to add Section 4.101.5 to limit hold-over service by members of City boards and commissions whose terms have expired. File 070270 (17)

From P. Allen, Jr., commenting on research done on a common household product. (18)

From concerned citizens, urging the Board to find a humane method of dealing with the African clawed frogs residing in Golden Gate Park's lily pond. Over 100 letters (19)

From Kathleen M. Haviland, commenting on Muni inbound morning service from Castro and Market Station. Copy: Supervisor Dufty (20)

From Fire Department, regarding status on removing graffiti from fire hydrants and emergency boxes at various locations in District 5. (Reference 20070327-010) Copy: Supervisor Mirkarimi (21)

From Planning Department, submitting Draft Environmental Impact Report for 2225-2255 Third Street Residential-Retail Project. (22)

From concerned citizens, submitting support for the proposed 6-month trial closure of JFK Drive in Golden Gate Park on Saturdays. File 070269, Copy: Each Supervisor, 5 letters (23)

From Mike Zelinsky, commenting on the Catastrophic Medical Leave for alcohol rehabilitation. Copy: Each Supervisor (24)

From Gerri Hayes, commenting on the surveillance cameras at Haight and Webster Street. Copy: Each Supervisor (25)

From Ethics Commission, regarding regulations regarding the Campaign Finance Reform Ordinance. File 060267, Copy: Each Supervisor (26)

From Office of the Treasurer, submitting Portfolio Statistics from July 1, 2006 to March 31, 2007. (27)

From Department of Public Works, regarding status on removing graffiti from mailboxes at various locations in District 5. (Reference 20070313-004) Copy: Supervisor Mirkarimi (28)

From Public Utilities Commission, regarding status on removing graffiti from utility poles at various locations in District 5. (Reference 20070306-007) Copy: Supervisor Mirkarimi (29)

From Public Utilities Commission, regarding status on removing graffiti from utility poles at various locations in District 5. (Reference 20070123-016) Copy: Supervisor Mirkarimi (30)

From Public Utilities Commission, regarding status on removing graffiti from the utility pole at the Southeast corner of Turk and Scott Street (wooden poles). (Reference 20070213-010) Copy: Supervisor Mirkarimi (31)

From Public Utilities Commission, regarding status on removing graffiti from utility poles at various locations in District 5. (Reference 20070206-014) Copy: Supervisor Mirkarimi (32)

From Christian Holmer, regarding an immediate disclosure request from various City departments. (33)

From Troy Nickol, commenting on delays with the Muni T-Third light rail service. Copy: Municipal Transportation Agency (34)

From Municipal Transportation Agency, submitting information pertaining to Muni's T-Third light rail service problems. (35)

From concerned citizens, commenting on various issues regarding Muni service. Copy: Municipal Transportation Agency, 4 letters (36)

From Leslie von Ricker, commenting on enforcement of the "no skateboarding" laws. Copy: Supervisor Peskin (37)

From concerned citizens, submitting opposition to the proposed Wi-Fi agreement with Google and Earthlink. File 070077, 2 letters (38)

From The Green Cross, regarding the Medical Cannabis Dispensary permit application process. Copy: Supervisor Mirkarimi (39)

From Chip and Suzi Sutherland, commenting on the conditions of South Park which need immediate attention. 2 letters (40)

From David Anthony Fallon, regarding his new invention. (41)

From Department of Public Works, regarding status on repairing multiple potholes near Fell Street between Steiner and Fillmore (multiple potholes). (Reference 20070313-005) Copy: Supervisor Mirkarimi (42)

From Department of Public Works, regarding status on repairing potholes at various locations in District 5. (Reference 20070130-009) Copy: Supervisor Mirkarimi (43)

From Department of Public Works, regarding status on removing graffiti at various property locations in District 5. (Reference 20070227-005) Copy: Supervisor Mirkarimi (44)

From Department of Public Works, regarding status on removing graffiti from mailboxes at various locations in District 5. (Reference 20070227-006) Copy: Supervisor Mirkarimi (45)

From Department of Public Works, regarding status on removing graffiti from light boxes and garbage cans at various locations in District 5. (Reference 20070313-003) Copy: Supervisor Mirkarimi (46)

From Department of Public Works, regarding status on repairing multiple potholes at the South side of the intersection of Pine and Baker Street near the crosswalk in the center and near 926 Grove Street. (Reference 20070320-007) Copy: Supervisor Mirkarimi (47)

From Francisco Da Costa, commenting on the new Muni T-Third light rail service. (48)

From Marilyn Bray, urging the Board to ban cell phone usage by motorists. Copy: Supervisor Daly (49)

From Airport Express San Francisco, submitting opposition to the renewal of the coordination contract at SFO for DAJA Shuttle Port, Inc. (50)

From Socrates Cara, commenting on Supervisor Sandoval's unattendance at the recent ACORN meeting held in the Excelsior District. Copy: Supervisor Sandoval (51)

From Parker E. Shaeffer, commenting on the Plastic Bag Reduction Ordinance. File 070085 (52)

From Municipal Transportation Agency, responding to Supervisor Peskin's request for information regarding current and past requests for "special event" free or reduced rate parking at MTA garages. (53)

From Office of the Controller/City Services Auditor, submitting status of the Implementation of the Recommendations of the San Francisco Civil Grand Juries for Fiscal Years 2003-2004, 2004-2005, and 2005-2006. (54)

From Department of the Army, submitting San Francisco District Public Notice Number 26934N, dated April 18, 2007. (55)

ADJOURNMENT

Legislation Pending Under the "30 Day Rule"

These items may not be heard by Committee until the date in the right hand column.

As Revised April 19, 2007

Rule 5.40 provides that when an ordinance or resolution is introduced which would create or revise major city policy, the committee to which the legislation is assigned shall not consider the legislation until at least thirty days after the date of introduction. The provisions of this rule shall not apply to the routine operations of the departments of the City or when a legal time limit controls the hearing timing. In general the rule shall not apply to hearings to consider subject matter when no legislation has been presented, nor shall the rule apply to resolutions which simply urge action to be taken.

Draft Ordinance adopting a Community Choice Aggregation Draft Implementation Plan, establishing key aspects of the Community Choice Aggregation program, and establishing a Community Choice Board of Control to administer program startup activities.	070501	Budget and Finance Committee	Supervisors Ammiano, Mirkarimi	4/17/07	5/17/07
Draft Ordinance adopting a Community Choice Statement of Intent Pursuant to Public Utilities Code 366.2(c)(4).	070502	Budget and Finance Committee	Supervisors Mirkarimi, Ammiano	4/17/07	5/17/07
Ordinance adopting an ADA Grievance Procedure that includes oversight by the Mayor's Office on Disability, time limits for filing and resolving grievances, investigation by the relevant City department, an appeal process, and an annual report to the Mayor and the Board.	070507	Rules Committee	Supervisor Alioto-Pier	4/17/07	5/17/07
Ordinance amending Public Works Code Section 723.2 to clarify that the public right-of-way occupancy assessment fee for minor sidewalk encroachments applies to specified building permits and to all subsidewalk basements.	070452	City Operations and Neighborhood Services Committee	Supervisor Alioto-Pier	4/10/07	5/10/07
Ordinance amending Public Works Code Sections 2.4.44 and 2.4.46 to delete the street restoration fee and amending Section 2.4.55 to require restoration of all	070466	Budget and Finance Committee	Supervisor Mirkarimi	4/10/07	5/10/07

affected lanes for the entire block when 25% or more of the block's length is excavated to extend to the time required for backfill, replacement of pavement base, and finished pavement associated with street restoration from 72 to 120 hours; and making environmental findings.					
Ordinance amending Planning Code, Sectional Map 2 of Zoning Map of CCSF to change the use classification of Block 1177, Lot 001 and Block 1178, Lot 019 from RM-1 (Residential, Mixed Districts, Low Density) to NC-1 (Neighborhood Commercial Cluster District); adopting findings, including environmental findings and findings of consistency with General Plan and Priority Policies of Planning Code Section 101.1(b).	070477	Land Use and Economic Development Committee	Supervisor Mirkarimi	4/10/07	5/10/07
Ordinance adding Article 20A to the Traffic Code prohibiting the misuse of parking placards and special license plates issued to disabled persons and disabled veterans; establishing penalties for violations; adopting administrative fee for cancelled disabled parking citations; amending Traffic Code sections 12, 38F, 130 and 132 to update statutory references and parking citation fine amounts consistent with state law; authorizing review panel to review eligibility for disabled parking privileges; and repealing Traffic Code sections 38K and 202B.	070409	Budget and Finance Committee	Mayor, Supervisor Peskin	3/27/07	4/26/07

Ordinance amending Planning Code Sections 316.2, 316.3, 316.4, 316.5, 316.6, 316.7 and 316.8 to conform the procedures for consideration of Planning Commission consent calendar items in the Neighborhood-Commercial and South of Market districts and for live-work units in RH and RM districts.	070327	Land Use and Economic Development Committee	Planning Department	3/20/07	4/19/07
Ordinance amending Planning Code Sections 319.2 and 319.3 of the Visitacion Valley Community Facilities and Infrastructure Fee and Fund ordinance to set a lower fee level of $3.00 per square foot for principally permitted projects that do not require material General Plan, Planning Code or Zoning Map amendments, and making findings including findings under the California Environmental Quality Act.	070381	Land Use and Economic Development Committee	Supervisor Maxwell	3/20/07	4/19/07

BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO

AGENDA

Legislative Chamber - Second Floor
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689
Tuesday, May 1, 2007 2:00 PM

Regular Meeting

1:30 p.m. MSF
DOCUMENTS DEPT
APR 27 2007
SAN FRANCISCO
PUBLIC LIBRARY

SF
590
#63
5/1/07

AARON PESKIN, PRESIDENT
MICHELA ALIOTO-PIER, TOM AMMIANO, CHRIS DALY,
BEVAN DUFTY, SEAN ELSBERND, ED JEW, SOPHIE MAXWELL,
JAKE McGOLDRICK, ROSS MIRKARIMI, GERARDO SANDOVAL

Kay Gulbengay, Interim Clerk of the Board

Agendas of the Board of Supervisors are available on the internet at www.ci.sf.ca.us/bdsupvrs

BOARD COMMITTEES

Committee Membership	Meeting Days
Budget and Finance Committee Supervisors Daly, Ammiano, Dufty, Mirkarimi, Elsbernd	Wednesday 1:00 PM
City and School District Select Committee Supervisors Dufty, Mirkarimi, Maxwell, Commissioners Kim, Mendoza, Wynns	1st and 3rd Thursday 3:30 PM
City Operations and Neighborhood Services Committee Supervisors McGoldrick, Alioto-Pier, Jew	2nd and 4th Thursday 1:00 PM
Government Audit and Oversight Committee Supervisors Elsbernd, Alioto-Pier, Daly	1st and 3rd Monday 10:00 AM
Land Use and Economic Development Committee Supervisors Maxwell, Sandoval, McGoldrick	Monday 1:00 PM
Public Safety Committee Supervisors Mirkarimi, Maxwell, Dufty	2nd and 4th Monday 10:00 AM
Rules Committee Supervisors Ammiano, Elsbernd, Peskin	1st and 3rd Thursday 10:00 AM

First-named Supervisor/Commissioner is Chair, Second-named Supervisor/Commissioner is Vice-Chair, of the Committee.

Board Meeting Procedures

The Board of Supervisors is the Legislative Body of the City and County of San Francisco. The Board considers ordinances and resolutions, most of which have been the subject of hearings before the standing committees of the board at which members of the public are urged to testify. The full Board does not hold a second public hearing on measures which have been heard in committee.

Board procedures do not permit: 1) persons in the audience to vocally express support or opposition to statements by Supervisors or by other persons testifying; 2) ringing and use of cell phones, pagers and similar sound-producing electronic devices, (Violators may be removed from the meeting room.) 3) signs to be brought into the meeting or displayed in the room; and 4) standing in the Legislative Chamber.

Citizens are encouraged to testify at Board hearings and to write letters to the Board and to its members, City Hall, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102.

USING LAPTOP COMPUTERS FOR PRESENTATIONS: Please contact City Hall Media Services at (415) 554-4933 to coordinate the use of laptop computers for presentations at the meeting. Computers to be used are required to be tested in advance. The presenter should arrive 30 minutes prior to the meeting to connect and test their computer.

THE AGENDA PACKET IS AVAILABLE AT CITY HALL, ROOM 244, RECEPTION DESK. Agendas are available on the internet at www.sfgov.org/site/bdsupvrs_index.asp?id=4383 For information, call (415) 554-5184.

Board meetings are cablecast on SF Cable 26. For video tape copies and scheduling call (415) 557-4293.

Results of each Board meeting can be obtained about a half hour after the end of the meeting by telephoning (415) 554-5555.

Requests for language interpreters at a meeting must be received at least 48 hours in advance of the meeting to help ensure availability. Contact Madeleine Licavoli at (415) 554-7722.

AVISO EN ESPAÑOL: La solicitud para un traductor en una reunion debe recibirse antes de mediodia de el viernes anterior a la reunion. Llame a Erasmo Vazquez (415) 554-4909.

翻譯 *必須在會議前最少四十八小時提出要求*
請電 (415) 554-7701

Disability Access

The Legislative Chamber and the Committee Room in City Hall are wheelchair accessible.

Meetings are real-time captioned and are cablecast open-captioned on SF Cable 26. Assistive listening devices for the Legislative Chamber are available upon request at the Clerk of the Board's Office, Room 244. Assistive listening devices for the Committee Room are available upon request at the Clerk of the Board's Office, Room 244 or in the Committee Room. To request sign language interpreters, readers, large print agendas or other accommodations, please contact Madeleine Licavoli at (415) 554-7722 or (415) 554-5227 (TTY). Requests made at least 48 hours in advance of the meeting will help to ensure availability.

The nearest accessible BART station is Civic Center (Market/Grove/Hyde Streets). Accessible MUNI Metro lines are the J, K, L, M, and N (Civic Center or Van Ness Stations). MUNI bus lines serving the area are the 47 Van Ness, 9 San Bruno, and the 6, 7, 71 Haight/Noriega. For more information about MUNI accessible services, call (415) 923-6142.

There is accessible parking in the vicinity of City Hall at Civic Center Plaza and adjacent to Davies Hall and the War Memorial Complex. Accessible curbside parking is available on Dr. Carlton B. Goodlett Place and Grove Street.

In order to assist the City's efforts to accommodate persons with severe allergies, environmental illness, multiple chemical sensitivity or related disabilities, attendees at public meetings are reminded that other attendees may be sensitive to perfumes and various other chemical-based scented products. Please help the City to accommodate these individuals.

Know Your Rights Under the Sunshine Ordinance

Government's duty is to serve the public, reaching its decision in full view of the public. Commissions, boards, councils and other agencies of the City and County exist to conduct the people's business. This ordinance assures that deliberations are conducted before the people and that City operations are open to the people's review.

For information on your rights under the Sunshine Ordinance (Chapter 67 of the San Francisco Administrative Code) or to report a violation of the ordinance, contact Frank Darby by mail to Sunshine Ordinance Task Force, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco CA 94102, by phone at (415) 554-7724, by fax at (415) 554-7854 or by email at sotf@sfgov.org

Citizens may obtain a free copy of the Sunshine Ordinance by contacting Mr. Darby or by printing Chapter 67 of the San Francisco Administrative Code on the Internet, at http://www.sfgov.org/sunshine

Lobbyist Registration and Reporting Requirements

Individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [SF Campaign & Governmental Conduct Code Sec. 2.100] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the San Francisco Ethics Commission at 30 Van Ness Avenue, Suite 3900, San Francisco, CA 94102; telephone (415) 581-2300; fax (415) 581-2317; web site www.sfgov.org/ethics

ROLL CALL AND PLEDGE OF ALLEGIANCE

AGENDA CHANGES

COMMUNICATIONS

Note: Each item on the Consent or Regular agenda may include the following documents:
1) Legislation
2) Budget Analyst report
3) Legislative Analyst report
4) Department or Agency cover letter and/or report
5) Public correspondence
These items will be available for review at City Hall, Room 244, Reception Desk.

SPECIAL ORDER 2:00 P.M. - Mayor's Appearance Before The Board

(This item will be read at the third regularly scheduled Board meeting of every month)

The following is a time dedicated for the Mayor to discuss with the Board of Supervisors issues pertaining to the governance of the City and County of San Francisco. The Board of Supervisors offers this time for dialogue on the third regularly scheduled Board meeting of every month pursuant to the will of the voters as expressed in Proposition I in November of 2006.

Should the Mayor fail to appear after five minutes of the item being called, the Clerk shall remove the item from the Board's agenda, and the item shall not be considered by the Board. Should the Mayor appear and the Board therefore consider this item, public comment for this item will take place during public comment.

CONSENT AGENDA

All matters listed hereunder constitute a Consent Agenda, are considered to be routine by the Board of Supervisors and will be acted upon by a single roll call vote of the Board. There will be no separate discussion of these items unless a member of the Board so requests, in which event the matter shall be removed from the Consent Agenda and considered as a separate item.

Items 1 through 15

Recommendations of the Budget and Finance Committee

Present: Supervisors Daly, Dufty, Mirkarimi

1. **070317** **[Appropriating $10,549,123 of current project funding and fund balance to revise the Five-Year Capital Plan in the San Francisco International Airport for Fiscal Year 2006-2007]**
Mayor
Ordinance appropriating $10,549,123, including the de-appropriation of $8,547,251 in current project funding and appropriating $2,001,872 of Airport's contingency fund balance, for various San Francisco International Airport (SFIA) capital projects to reflect the updated SFIA Five-Year Capital Plan for Fiscal Year 2004-2005 through Fiscal Year 2008-2009.
(Fiscal Impact.)

4/24/2007, PASSED ON FIRST READING.
Question: Shall this Ordinance be FINALLY PASSED?

2. **070408** **[Public Employment - Administrative Services (ADM), Department of Public Health (DPH), Department of Public Works (DPW) and Emergency Communications Department (ECD)]**
Mayor
Ordinance amending Ordinance No. 203-06 (Annual Salary Ordinance FY 2006-2007) to reflect the proposed changes to Administrative Services (ADM), Department of Public Health (DPH), Department of Public Works (DPW) and Emergency Communications Department (ECD) staffing by decreasing total staffing by 7.00 FTEs.

4/24/2007, PASSED ON FIRST READING.
Question: Shall this Ordinance be FINALLY PASSED?

Recommendations of the City Operations and Neighborhood Services Committee

Present: Supervisors Alioto-Pier, Jew

3. **070230** **[Reducing the speed limit on Third Street between Kirkwood and Shafter Streets from 30 to 25 miles per hour and increasing the speed limit on Third Street between Jamestown Avenue and Bayshore Boulevard from 25 to 30 miles per hour]**
Ordinance amending Section 175.29 of the Traffic Code to lower the speed limit on Third Street between Kirkwood and Shafter Streets from 30 to 25 miles per hour, and establishing a 30 mile per hour speed limit on Third Street between Jamestown Avenue and Bayshore Boulevard.

4/24/2007, PASSED ON FIRST READING.
Question: Shall this Ordinance be FINALLY PASSED?

4. **070382** **[Landmark tree designation of California buckeye at 730 28th Avenue]**
Supervisor McGoldrick
Ordinance designating the California buckeye at 730 28th Avenue (Assessor's Block 1617, Lot 030) as a landmark tree, making findings supporting the designation, and requesting official acts in furtherance of the landmark tree designation.

4/24/2007, PASSED ON FIRST READING.
Question: Shall this Ordinance be FINALLY PASSED?

5. 070384 **[Waiving fees for banners to be placed by the Mayor's Memorial Day Citizens Committee to publicize an event or events to commemorate Memorial Day 2007 in San Francisco]**

Supervisor Peskin

Ordinance waiving banner fees under San Francisco Public Works Code Section 184.78 for up to 100 banners to be placed by the Mayor's Memorial Day Citizens Committee to publicize an event or events commemorating Memorial Day 2007 in San Francisco.

4/24/2007, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendation of the Land Use and Economic Development Committee

Present: Supervisors Maxwell, McGoldrick

6. 070327 **[Consent Calendar Procedures - Planning Commission]**

Supervisor McGoldrick

Ordinance amending Planning Code Sections 316.2, 316.3, 316.4, 316.5, 316.6, 316.7 and 316.8 to conform the procedures for consideration of Planning Commission consent calendar items in the Neighborhood-Commercial and South of Market districts and for live-work units in RH and RM districts.
(Planning Department)

4/24/2007, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendation of the Public Safety Committee

Present: Supervisors Mirkarimi, Maxwell, Dufty

7. 070453 **[Grant to support the Hospital Preparedness Program through the San Francisco Department of Public Health]**

Supervisor Alioto-Pier

Resolution authorizing the San Francisco Department of Public Health (DPH), to retroactively accept and expend a grant in the amount of $448,967 from the California Department of Health Services, Emergency Preparedness Office, for year 5 of the Hospital Preparedness Program, for the period of September 1, 2006, through August 31, 2007.

Question: Shall this Resolution be ADOPTED?

Recommendations of the Rules Committee

Present: Supervisors Ammiano, Elsbernd, Peskin

8. 070418 **[Settlement of Lawsuit - Andrew Marconi]**

Ordinance authorizing settlement of the lawsuit filed by Andrew Marconi against the City and County of San Francisco for $82,500; the lawsuit was filed on April 18, 2005 in United States District Court, Case No. C05-1978 CW; entitled Andrew Marconi, et al., v. City and County of San Francisco, et al.
(City Attorney)

Question: Shall this Ordinance be PASSED ON FIRST READING?

9. 070420 [Settlement of Lawsuit - Javed Malik]

Ordinance authorizing settlement of the lawsuit filed by Javed Malik against the City and County of San Francisco for $30,000; the lawsuit was filed on February 10, 2005 in San Francisco Superior Court, Case No. 438-564; entitled Javed Malik, et al., v. City and County of San Francisco, et al. (City Attorney)

Question: Shall this Ordinance be PASSED ON FIRST READING?

10. 070434 [Appointment - Urban Forestry Council]

Resolution appointing Bonnie Ora Sherk, Carolyn Blair, Kelly Quirke, Milton Marks, Jocelyn Cohen, and Lena Miller, terms ending April 5, 2009, to the Urban Forestry Council.

Bonnie Ora Sherk, succeeding herself, term expired, seat 2, must be a representative of the tree management profession (International Society of Arboriculture, American Society of Landscape Architects, etc.), for a two year-term ending April 5, 2009.
Carolyn Blair, succeeding herself, term expired, seat 3, must be from non-profit organization involved in urban forestry or other environmentally-related issues, for a two year-term ending April 5, 2009.
Kelly Quirke, succeeding himself, term expired, seat 4, must be from non-profit organization involved in urban forestry or other environmentally-related issues, for a two-year term ending April 5, 2009.
Milton Marks, succeeding himself, term expired, seat 6, must be an at-large member, for a two year-term ending April 5, 2009.
Jocelyn Cohen, succeeding herself, term expired, seat 7, must be an at-large member, for a two-year term ending April 5, 2009.
Lena Miller, succeeding herself, term expired, seat 8, must be an at-large member, for a two-year term ending April 5, 2009.

Question: Shall this Resolution be ADOPTED?

11. 070438 [Appointment - Commission on the Aging Advisory Council]

Resolution appointing Mary Higgins and Anna Maria Pierini, terms ending March 31, 2008, to the Commission on the Aging Advisory Council; residency requirement waived.

Mary Higgins, succeeding Marylouise Lovett, term expired, seat 3, must be a nominee of District 10 Supervisor, for the unexpired portion of a two-year term ending March 31, 2008.
Anna Maria Pierini, succeeding Jessica Bay, term expired, seat 4, must be a nominee of District 3 Supervisor, for the unexpired portion of a two-year term ending March 31, 2008.

Question: Shall this Resolution be ADOPTED?

12. 070478 [Appointment - Community Oversight Committee Regarding Enforcement of Marijuana Offenses]

Resolution appointing Mira Ingram, term ending January 1, 2009, to the Community Oversight Committee Regarding Enforcement of Marijuana Offenses.

Mira Ingram, new appointment, seat 1, must be a medical cannabis patient, for the unexpired portion of a two-year term ending January 1, 2009.

Question: Shall this Resolution be ADOPTED?

13. 070480 **[Appointment - Mental Health Board]**

Resolution appointing Tom Purvis and Rebecca Turner, terms ending January 31, 2010, to the Mental Health Board.

Tom Purvis, succeeding himself, term expired, seat 14, must be a family member, for the unexpired portion of a three-year term ending January 31, 2010.
Rebecca Turner, succeeding herself, term expired, seat 15, must be a health professional, for the unexpired portion of a three-year term ending January 31, 2010.

Question: Shall this Resolution be ADOPTED?

14. 070484 **[Appointment - Surplus Property Citizens' Advisory Committee]**

Resolution appointing Jed Lane, term ending January 18, 2009, to the Surplus Property Citizens' Advisory Committee.

Jed Lane, succeeding Richard Lee, term expired, Seat 3, must hold a Real Estate and/or Broker's license, for the unexpired portion of a two-year term ending January 18, 2009.

Question: Shall this Resolution be ADOPTED?

Present: Supervisors Elsbernd, Peskin

15. 070479 **[Appointment - Graffiti Advisory Board]**

Resolution appointing Michael Cashion, term ending April 10, 2009, to the Graffiti Advisory Board.

Michael Cashion, new appointment, seat 14, must represent business that operates in San Francisco and be a property owner, for a two-year term ending April 10, 2009.

Question: Shall this Resolution be ADOPTED?

*Questions on the Consent Agenda are on final passage, first reading, or adoption, as indicated:*_____

REGULAR AGENDA

UNFINISHED BUSINESS

From the Budget and Finance Committee with Recommendation "Do Not Pass"

Present: Supervisors Daly, Ammiano, Dufty, Mirkarimi, Sandoval

16. 070267 [Second Amendment to Master Tournament Agreement between City and PGA Tour, Inc.]
Supervisor Elsbernd
Resolution approving and authorizing a Second Amendment to the Master Tournament Agreement with PGA Tour, Inc., for the use of Harding Park Golf Course for certain professional golf tournaments.

4/17/2007, CONTINUED. Continued to May 1, 2007.
Question: Shall this Resolution be ADOPTED?

Recommendations of the Budget and Finance Committee

Present: Supervisors Daly, Dufty, Mirkarimi

17. 070407 [Appropriating $28,050,000 of FY 2006-2007 General Fund Balance for Affordable Housing projects, Real Ownership Opportunities for Tenants, and housing services for Fiscal Year 2007-2008]
Supervisors Daly, Ammiano, Mirkarimi, Dufty, McGoldrick
Ordinance appropriating $28,050,000 of General Fund Balance from Fiscal Year 2006-2007, including $20,000,000 to the Mayor's Office of Housing for the acquisition, construction, and rehabilitation of affordable family housing, housing for seniors and persons with disabilities, and housing for persons, including but not limited to 18-24 year old youths exiting systems of care, who are currently homeless or who at risk of being homeless; $5,000,000 to the Mayor's Office of Housing for repairs and services at public housing developments; $2,500,000 for the Real Ownership Opportunities for Tenants project (ROOTS); $550,000 for the Mayor's Office of Community Development for the acquisition of a site for a Housing Services Collaborative in the Mission District/Dolores Park Area for Fiscal Year 2007-2008 and reserving the funds pending review of expenditure plans by the Finance Committee.
(Fiscal Impact.)

4/10/2007, SUBSTITUTED. Supervisor Daly submitted a substitute ordinance bearing new title.

4/24/2007, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

18. 070371 **[Appropriating $27,376,664 million Tobacco Settlement and Bond Revenue for the Laguna Honda Hospital Replacement Program to the Department of Public Health for Fiscal Year 2006-2007]**

Supervisor Elsbernd

Ordinance appropriating $27,376,664 million, including $16,123,659 in Tobacco Settlement Revenue, $2,364,847 in Tobacco Settlement Revenue Interest Earnings, and $8,888,158 in Bond Proceeds to support Laguna Honda Hospital Replacement Program costs to the Department of Public Health for Fiscal Year 2006-2007.

(Fiscal Impact.)

4/24/2007, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendation of the City Operations and Neighborhood Services Committee

Present: Supervisors Alioto-Pier, Jew

19. 070306 **[Landmark tree designation of Coast Live Oak at 20-26 Rosemont Place]**

Supervisor Dufty

Ordinance designating the Coast Live Oak at 20-26 Rosemont Place (Assessor's Block 3534, Lot 22) as a landmark tree, making findings supporting the designation, and requesting official acts in furtherance of the landmark tree designation.

4/24/2007, AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE.

4/24/2007, PASSED ON FIRST READING AS AMENDED.

Question: Shall this Ordinance be FINALLY PASSED?

NEW BUSINESS

Recommendations of the Budget and Finance Committee

Present: Supervisors Daly, Ammiano, Dufty, Mirkarimi, Elsbernd

20. 070335 [Approving an Amendment to the Rincon Point-South Beach Redevelopment Plan to Extend the Redevelopment Agency's Time for Repaying Debt]

Supervisor Daly

Ordinance approving an amendment to the Rincon Point-South Beach Redevelopment Plan to extend the time for the San Francisco Redevelopment Agency's receipt of tax increment and to suspend both the limit on the total indebtedness outstanding at any one time and the limit on the total number of dollars of tax increment revenue that may be received by the San Francisco Redevelopment Agency under the Plan in order to continue financing Low and Moderate Income Housing Fund activities under the Plan.

(Fiscal Impact.)

Question: Shall this Ordinance be PASSED ON FIRST READING?

21. 070450 [Appropriating $31,750,000 of Airport Operating Fund Balance for a potential interest rate swap termination payment for the San Francisco International Airport Fiscal Year 2006-2007]

Mayor

Ordinance appropriating $31,750,000 of San Francisco International Airport Operating Fund Balance to provide appropriations for a potential interest rate swap termination payment as part of the Airport's ongoing debt management program for Fiscal Year 2006-2007.

(Fiscal Impact.)

Question: Shall this Ordinance be PASSED ON FIRST READING?

22. 070313 [Grant of Federal Funds - Municipal Transportation Agency]

Supervisor Maxwell

Resolution authorizing the Municipal Transportation Agency to accept and expend $3,887,113 of federal Section 5309 Bus and Bus Facilities funding for design and construction of Muni's Islais Creek Facility.

(Fiscal Impact.)

Question: Shall this Resolution be ADOPTED?

23. 070360 **[Board of Supervisors Resolution re Refunding Bond and Swaps Authorization]**
Resolution approving the issuance of up to $1,400,000,000 aggregate principal amount of San Francisco International Airport second series revenue refunding bonds for the purpose of refinancing bonds and subordinate bonds of the Airport Commission; Approving the maximum interest rate, notional amount and term of certain interest rate swap transactions in connection with such refunding bonds; Approving Assured Guaranty Corp. and CIFG Assurance North America, Inc. as providers of reserve fund surety bonds and the forms of reimbursement agreement relating thereto; and approving certain related matters.
(Airport Commission)

Question: Shall this Resolution be ADOPTED?

24. 070396 **[Lease of Real Property at 1145 Market Street]**
Resolution authorizing extension and amendment of a lease of real property at 1145 Market Street for the Health Service System.
(Real Estate Department)

Question: Shall this Resolution be ADOPTED?

25. 070417 **[Issuance and sale of tax-exempt bonds - Drew School.]**
Supervisor Alioto-Pier
Resolution approving the issuance and sale of tax-exempt bonds by the California Statewide Communities Development Authority in an aggregate principal amount not to exceed $11,000,000 to finance and/or refinance various capital facilities owned by Drew School or an affiliate.

4/10/2007, REFERRED to Budget and Finance Committee. Supervisor Daly requested that this item be referred to committee.

Question: Shall this Resolution be ADOPTED?

26. 070465 **[Contract with nonprofit Owners' Association for administration of Fillmore Jazz Community Benefit District]**
Supervisor Mirkarimi
Resolution approving an agreement with the nonprofit Owners' Association "Fillmore Jazz District Community Association of San Francisco" for administration of the property-based business improvement district known as the "Fillmore Jazz Community Benefit District," pursuant to Section 36651 of the California Streets and Highways Code.

Question: Shall this Resolution be ADOPTED?

Recommendations of the Rules Committee

Present: Supervisors Ammiano, Elsbernd, Peskin

27. 070079 **[Approving Nonprofit Performing Arts Loan Program Rules and Regulations]**
Supervisor Ammiano
Resolution approving Rules and Regulations for the Nonprofit Performing Arts Loan Program.

Question: Shall this Resolution be ADOPTED?

28. **070138** **[Public Information Officer Conduct Standards]**
Supervisor Peskin
Resolution establishing standards for the conduct of the City's Public Information Officers.

Question: Shall this Resolution be ADOPTED?

Board of Supervisors Sitting as a Committee of the Whole

29. **070556** **[Hearing - Appropriating $5,000,000 of FY 2006-2007 General Fund Balance for a Down Payment Assistance Loan Program in the Mayor's Office of Housing for Fiscal Year 2007-2008]**
Hearing to consider the ordinance appropriating $5,000,000 of General Fund Balance from Fiscal Year 2006-2007 for a Down Payment Assistance Loan Program to the Mayor's Office of Housing for Fiscal Year 2007-2008 and reserving the funds pending review of an expenditure plan by the Finance Committee.

Action:_____

Committee of the Whole Adjourn and Report Without Recommendation

30. **070555** **[Appropriating $5,000,000 of FY 2006-2007 General Fund Balance for a Down Payment Assistance Loan Program in the Mayor's Office of Housing for Fiscal Year 2007-2008.]**
Supervisors Daly, Ammiano, Mirkarimi, Dufty, McGoldrick, Sandoval
Ordinance appropriating $5,000,000 of General Fund Balance from Fiscal Year 2006-2007 for a Down Payment Assistance Loan Program to the Mayor's Office of Housing for Fiscal Year 2007-2008 and reserving the funds pending review of an expenditure plan by the Finance Committee.

4/24/2007, RECEIVED AND ASSIGNED to Board of Supervisors. To be heard by a committee of the whole on May 1, 2007

Question: Shall this Ordinance be PASSED ON FIRST READING?

SPECIAL ORDER 3:30 P.M - Recognition of Commendations

COMMITTEE REPORTS

Reports from committees, if any, recommending emergency or urgent measures.

The following item will be considered by the City Operations and Neighborhood Services Committee at a Regular Meeting on Thursday, April 26, 2007 at 1:00 p.m. The Chair intends to request the Committee to send the following item to the Board as a committee report on Tuesday, May 1, 2007.

31. **070462** **[Waiver of temporary street space occupancy fee on May 5, 2007 for Small Business Week Sidewalk Sale]**
Supervisor Elsbernd
Ordinance waiving the fee in Public Works Code Section 724.1(b) for temporary street space occupancy in certain sections of the City on Saturday, May 5, 2007 as part of Small Business Week.

Question: Shall this Ordinance be PASSED ON FIRST READING?

32. ROLL CALL FOR INTRODUCTIONS

Roll call for introduction of ordinances, resolutions, charter amendments, requests for hearings, letters of inquiry, letters of request to the City Attorney and Board Members' reports on their regional body activities.

33. PUBLIC COMMENT

An opportunity for members of the public to directly address the Board on items of interest to the public that are within the subject matter jurisdiction of the Board, including items being considered today which have not been considered by a Board committee and excluding items which have been considered by a Board committee. Members of the public may address the Board for up to three minutes. Each member of the public will be allotted the same number of minutes to speak, except that public speakers using translation assistance will be allowed to testify for twice the amount of the public testimony time limit. If simultaneous translation services are used, speakers will be governed by the public testimony time limit applied to speakers not requesting translation assistance. The President or the Board may limit the total testimony to 30 minutes.
Members of the public who want a document placed on the overhead for display should clearly state such and subsequently remove the document when they want the screen to return to live coverage of the meeting.

APPROVAL OF REQUESTS TO THE LEGISLATIVE ANALYST

These items may be introduced by any Supervisor seeking analysis from the Office of the Legislative Analyst on introduced legislation and for the purpose of providing assistance to Board of Supervisors' task forces and advisory committees. Requests to the Legislative Analyst shall require the affirmative vote of a majority of the members of the Board.

34. 070537 **[Legislative Analyst Request - Police programs]**
Supervisor Dufty
Motion requesting the Legislative Analyst to identify the practices, outcomes, and requirements of successful police programs that trace firearms in order to identify patterns of illegal gun trafficking and discover persons associated with the crime under investigation.

Question: Shall this Motion be APPROVED?

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures are introduced for adoption without committee reference. A unanimous vote is required for adoption of a resolution today. Any Supervisor may require any resolution to go to committee.

Items 35 through 41

35. 070548 **[Commending Horizons Unlimited for over forty years of outstanding work]**
Supervisor Ammiano
Resolution commending Horizons Unlimited for over forty years of outstanding community work.

4/24/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

36. 070549 [Urging the California State Legislature to Oppose AB 815]

Supervisor Ammiano

Resolution urging the California State Legislature to oppose AB 815, which proposes to take crucial animal control and welfare issues out of the jurisdiction of municipalities.

4/24/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

37. 070550 [Supporting AB 1358, the California Complete Streets Act of 2007]

Supervisor Ammiano

Resolution supporting AB 1358, the California Complete Streets Act of 2007.

4/24/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

38. 070551 [Gift to City of Travel from Chamber of Commerce for 2007 CityTrip]

Supervisor Peskin

Resolution accepting a gift of airfare, accommodations and conference fees valued in an amount of $16,800 from the San Francisco Chamber of Commerce for four City officials or employees to join the Chamber on its 2007 CityTrip to Boston.

4/24/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

39. 070552 [Accept-Expend State Grant - Mayor's Office of Criminal Justice]

Supervisor Dufty

Resolution authorizing the Mayor's Office of Criminal Justice (MOCJ) to accept and expend a grant in the amount of $99,833 from the State Corrections Standards Authority for the purposes of implementing local juvenile justice accountability measures through the Juvenile Accountability Block Grant (JABG).

4/24/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

40. 070553 [Urging the San Francisco Unified School District not to eliminate the computer lab at Guadalupe Elementary School]

Supervisor Sandoval

Resolution urging the San Francisco Unified School District not to eliminate the computer lab at Guadalupe Elementary School.

4/24/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

41. 070547 **[Board of Supervisors to sit as a Committee of the Whole on May 8, 2007, at 3:30 PM]**
Supervisor Ammiano
Motion requesting the Board of Supervisors to sit as a Committee of the Whole on May 8, 2007 at 3:30 PM for the purpose of hearing a status report on the Health Access Plan (HAP) from the Department of Public Health (DPH) and the Office of Labor Standards Enforcement (OLSE).

4/24/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

Questions on the For Adoption Without Committee Reference Agenda:

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42. IMPERATIVE AGENDA

Resolution(s), if any, to be adopted within limits imposed by the Sunshine Ordinance and the Ralph M. Brown Act, introduced today, not on the printed agenda. For such resolutions to be considered, the Board must first adopt the Serious Injury Finding or the Purely Commendatory Finding and the Brown Act Finding. Each motion requires 8 votes or a unanimous 6 or 7. A unanimous vote is required for the resolution(s).

[Serious Injury Finding]
Motion that the Board find that for the resolution(s) being considered at this time "the need to take action is so imperative as to threaten serious injury to the public interest if action is deferred to a later meeting."

[Purely Commendatory Finding]
Motion that the Board find that the resolution(s) being considered at this time are purely commendatory.

[Brown Act Finding]
Motion that the Board find by roll call vote that for the resolutions being considered at this time there is a need to take immediate action and the need to take action came to the attention of the City and County of San Francisco after the agenda was posted.

OFF-AGENDA LEGISLATION

PROPOSED ORDINANCES

Proposed ordinances received from April 17, 2007 through April 23, 2007, for reference by President to appropriate committee on May 1, 2007.

070509 **[Settlement of Government Claim - San Francisco Forty Niners, Ltd.]**
Ordinance authorizing settlement of the government claim filed by the San Francisco Forty Niners, Ltd., against the City and County of San Francisco, on January 29, 2007, including the execution and delivery of a related rent credit agreement.
(City Attorney)

4/23/2007, RECEIVED AND ASSIGNED to Rules Committee.

PROPOSED RESOLUTIONS

Proposed resolutions received from April 17, 2007 through April 23, 2007, for reference by President to appropriate committee on May 1, 2007.

070529 **[Gift of Equipment to Fire Department]**
Resolution authorizing the San Francisco Fire Department to accept a gift of a 1988 GMC flatbed truck with a lift hoist valued at $14,779 from the Pacific Gas and Electric Company for emergency preparedness, training, public safety and related purposes.
(Fire Department)

4/20/2007, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

PROPOSED MOTIONS

None.

070566 **[Petition and Communications]**

Petitions and Communications received from April 17, 2007 through April 23, 2007 for reference by the President to May 1, 2007.

From concerned citizens, submitting support for the Plastic Bag Reduction Ordinance. File 070085, Over 100 letters (1)

From Office of the Treasurer & Tax Collector, submitting Bureau of Delinquent Revenue Quarterly Report for the period January 1, 2007 through March 31, 2007. (2)

From concerned citizens, submitting petition in opposition to DPW Order No. 176,807 permitting the building and maintenance of a stairwell from Mountain Spring Avenue to 1310 Stanyan Street. (3)

From Office of the Controller/City Services Auditor, submitting report concerning the review of the consulting firm of Nancy Giunta and its compliance with the City and County of San Francisco. (4)

From Office of the Controller/City Services Auditor, submitting report concerning the review of the cable car fare collection practices of the Municipal Transportation Agency (MTA). (5)

From Office of the Controller/City Services Auditor, submitting report concerning the review of Triage Consulting Group and its compliance with the City and County of San Francisco ordinance prohibiting the use of city funds for political activity. (6)

From US Army Corps of Engineers, submitting San Francisco District Public Notice, Numbers 24305S, 23573S, 24441N, 24997N, 25041N, 24996N and 25563N, dated April 3, 2007. (7)

From Public Utilities Commission, submitting status regarding removing graffiti on metal poles and wooden poles at various locations in District 5. (Reference 20070320-006) Copy: Supervisor Mirkarimi (8)

From Police Commission, submitting Resolution No. 35-07, approving installation of safety cameras on Haight and Webster Streets. Copy: Each Supervisor (9)

From Police Commission, submitting Resolution No. 36-07, urging the Mayor and the Board of Supervisors to support and formally endorse Assembly Bill 1648. Copy: Each Supervisor (10)

From concerned citizens, urging the Board to find a humane method of dealing with the African clawed frogs residing in Golden Gate Park's lily pond. 5 letters (11)

From Francisco Da Costa, commenting on the San Francisco Redevelopment Agency and Bayview Hunters Point. (12)

From concerned citizen, submitting suggestions to improve Muni service. (13)

From Linda B. Lawrence, commenting on traffic and pedestrian safety issues at the corner of 18th and Dolores Street. Copy: Supervisor Dufty (14)

From Department of Public Works, submitting the quarterly report of the Department of Public Works Defective Sidewalk Repair Revolving Account for the period January 1, 2007 through March 31, 2007. (15)

From Green Guerrillas Against Greenwash, submitting support for the implementation of Community Choice Aggregation. 3 letters (16)

From Philip A. Ferrucci, commenting on the fatal car crash that occurred at Church and Jersey Street on April 16, 2007. (17)

From Ed Shuck, responding to an email received from Supervisor Dufty regarding a press conference on Community Choice Aggregation. Copy: Each Supervisor (18)

From Fletcher C. Benton, commenting on bicyclists using city streets, sidewalks and crosswalks. (19)

From Office of the Legislative Analyst, submitting Legislative Analyst Report regarding Neighborhood Watch (OLA No. 016-07). File No. 070252 (20)

From Amy Shifflett, urging the Board to honor those lost in the Virginia Tech campus tragedy by lighting City Hall in the school's colors on the eve of Friday, April 20, 2007. Copy: Each Supervisor (21)

From Brenda McKown, commenting on the Fillmore allowing patrons to smoke during concerts held there. Copy: Each Supervisor (22)

From Nancy Brudigam, commenting on the proposed ban on feeding wild parrots and other birds. Copy: Each Supervisor. (23)

From Kimo Crossman, regarding a request for a statement from the District Attorney on email and calendar deletion policy by the Mayor. 2 letters (24)

From Kimo Crossman, regarding a conflict of interest response request. (25)

From Kimo Crossman, regarding an immediate disclosure request from the Office of the Clerk of the Board. (26)

From Amelia Royko Maurer, regarding the environmental decisions made by the Board. Copy: Each Supervisor (27)

From Troy Nickol, commenting on his commute on the T-Third light rail during morning commute hours. Copy: Municipal Transportation Agency, 2 letters (28)

From D. Chan, submitting email to Supervisor Jew regarding the ongoing L-Taraval light rail service delays between Castro and Embarcadero stations. (29)

From Stradling, Yocca, Carlson & Rauth, regarding California Community College Financing Authority; Community College League of California; Tax and Revenue Anticipation Note Program, Series 2007A; and San Francisco Community College District. (30)

From Municipal Transportation Agency, responding to constituent regarding the Municipal Transportation Agency's position on the use of colored pavement for bicycle facilities. (31)

From David Tornheim and SNAFU, regarding microcell antenna legislation eliminating Accessory Use classification. File 070213, Copy: Land Use Committee Members (32)

From Office of the City Attorney, submitting updated version of the City financial disclosure in connection with the upcoming sale of office building Certificates of Participation. (33)

From Real Estate Division, regarding the Resolution authorizing the justification transfer of portions of Assessor's Parcel Nos. 4352/001 and 4382/005 located near Cesar Chavez and Indiana Street. File 061377 (34)

From Office of the City Attorney, submitting report, completed by the Office of the City Attorney, on legal issues involving City payments made to former Mayor staff member Ruby Rippey-Tourk. (35)

From Abdalla Megahed, submitting letter to Mayor Newsom regarding his concerns. (36)

From Office of the Mayor, submitting status on inquiry regarding City contracts. (Reference 20070306-003) Copy: Supervisor Mirkarimi (37)

From concerned citizens, commenting on the Blue Angels jet crash in South Carolina. Copy: Each Supervisor, 2 letters (38)

From Louise Baranowski, commenting on the new Sick Leave Ordinance. (39)

From concerned citizen, commenting on the current Public Assistance system. (40)

From Meghann Kabala, submitting opposition to the proposed Wi-Fi agreement with Google and Earthlink. File 070077 (41)

From Meghann Kabala, submitting support for the implementation of Community Choice energy in San Francisco. (42)

From concerned citizens, submitting support for the proposed PGA tournaments to be held at Harding Park. File 070267, Copy: Each Supervisor, 2 letters (43)

From Office of the City Attorney, submitting response to an immediate disclosure request. 2 letters (44)

From Carol E. Volk, commenting on why she intends to stop voting for any San Francisco Office. Copy: Supervisors Daly and McGoldrick (45)

From San Francisco Arts Commission, submitting San Francisco Arts Commission Quarterly Report for quarter ending March 31, 2007. (46)

From Asthma Task Force, submitting the General Fund Fiscal Year 2006-2007 Expenditures for the San Francisco Asthma Task Force. (47)

From Civil Service Commission, submitting copy of Salary Survey of Registered Nurse Classifications, Fiscal Year 2007-2008 prepared by the Department of Human Resources. Copy: Each Supervisor (48)

From Recreation and Park Department, submitting response to request for information regarding gardener and custodial staffing estimates. (49)

From San Joaquin County Board of Supervisors, submitting letter from San Francisco International Airport regarding the construction of the new customs station at Stockton Airport. (50)

ADJOURNMENT

Legislation Pending Under the "30 Day Rule"

These items may not be heard by Committee until the date in the right hand column.

As Revised April 26, 2007

Rule 5.40 provides that when an ordinance or resolution is introduced which would create or revise major city policy, the committee to which the legislation is assigned shall not consider the legislation until at least thirty days after the date of introduction. The provisions of this rule shall not apply to the routine operations of the departments of the City or when a legal time limit controls the hearing timing. In general the rule shall not apply to hearings to consider subject matter when no legislation has been presented, nor shall the rule apply to resolutions which simply urge action to be taken.

Ordinance amending the San Francisco Planning Code by amending Sectional Map 2 of the Zoning Map of the City and County of San Francisco to change the use classification of Block 1098, Lot 9, located at the northwest corner of Divisadero and O'Farrell Streets, from Small-scale Neighborhood Commercial (NC-2) District to Moderate-scale Neighborhood Commercial (NC3) District; adopting findings, including environmental findings and findings of consistency the General Plan and the Priority Policies of Planning Code Section 101.1	070546	Land Use and Economic Development Committee	Mirkarimi	4/24/07	5/24/07
Draft Ordinance adopting a Community Choice Aggregation Draft Implementation Plan, establishing key aspects of the Community Choice Aggregation program, and establishing a Community Choice Board of Control to administer program startup activities.	070501	Budget and Finance Committee	Supervisors Ammiano, Mirkarimi	4/17/07	5/17/07
Draft Ordinance adopting a Community Choice Statement of Intent Pursuant to Public Utilities Code 366.2(c)(4).	070502	Budget and Finance Committee	Supervisors Mirkarimi, Ammiano	4/17/07	5/17/07

Ordinance adopting an ADA Grievance Procedure that includes oversight by the Mayor's Office on Disability, time limits for filing and resolving grievances, investigation by the relevant City department, an appeal process, and an annual report to the Mayor and the Board.	070507	Rules Committee	Supervisor Alioto-Pier	4/17/07	5/17/07
Ordinance amending Public Works Code Section 723.2 to clarify that the public right-of-way occupancy assessment fee for minor sidewalk encroachments applies to specified building permits and to all subsidewalk basements.	070452	City Operations and Neighborhood Services Committee	Supervisor Alioto-Pier	4/10/07	5/10/07
Ordinance amending Public Works Code Sections 2.4.44 and 2.4.46 to delete the street restoration fee and amending Section 2.4.55 to require restoration of all affected lanes for the entire block when 25% or more of the block's length is excavated to extend to the time required for backfill, replacement of pavement base, and finished pavement associated with street restoration from 72 to 120 hours; and making environmental findings.	070466	Budget and Finance Committee	Supervisor Mirkarimi	4/10/07	5/10/07
Ordinance amending Planning Code, Sectional Map 2 of Zoning Map of CCSF to change the use classification of Block 1177, Lot 001 and Block 1178, Lot 019 from RM-1 (Residential, Mixed Districts, Low Density) to NC-1 (Neighborhood Commercial Cluster District); adopting findings, including environmental findings and findings of consistency with General Plan and Priority Policies of Planning Code Section 101.1(b).	070477	Land Use and Economic Development Committee	Supervisor Mirkarimi	4/10/07	5/10/07

BOARD of SUPERVISORS

City Hall
Dr. Carlton B. Goodlett Place, Room 244
San Francisco 94102-4689
Tel. No. 554-5184
Fax No. 554-5163
TDD/TTY No. 544-5227

NOTICE OF MATTER CALLED OUT OF COMMITTEE

CITY OPERATIONS AND NEIGHBORHOOD SERVICES

SAN FRANCISCO BOARD OF SUPERVISORS

SF
590
#63
5/8/07

NOTICE IS HEREBY GIVEN that pursuant to Rule 5.34 the following matter has been called out of the City Operations and Neighborhood Services Committee by Supervisor Daly at the Board Meeting of May 1, 2007.

File No. 070401 Hearing to explore San Francisco's Participation in the "Focusing Our Vision" Program of the Regional Agencies--Association of Bay Area Governments, Metropolitan Transportation Commission, Bay Conservation and Development Commission, and Bay Area Air Quality Management District.

The Board will be meeting on May 8, 2007 at 2:00 p.m. in the Legislative Chamber on the second floor of City Hall to consider the above item.

The public will have an opportunity to speak during the public comment period of the Board's agenda.

Persons who are unable to attend the hearing may submit written comments regarding this matter prior to the beginning of the hearing. These comments will become part of the official public record.

Madeleine Fiavoli
for Kay Gulbengay, Interim Clerk of the Board

POSTED: May 3, 2007

8:30 a.m. msf
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BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO

AGENDA

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SF
590
#63
5/8/07

Legislative Chamber - Second Floor
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689
Tuesday, May 8, 2007 2:00 PM

Regular Meeting

AARON PESKIN, PRESIDENT
MICHELA ALIOTO-PIER, TOM AMMIANO, CHRIS DALY,
BEVAN DUFTY, SEAN ELSBERND, ED JEW, SOPHIE MAXWELL,
JAKE McGOLDRICK, ROSS MIRKARIMI, GERARDO SANDOVAL

Kay Gulbengay, Interim Clerk of the Board

Agendas of the Board of Supervisors are available on the internet at www.ci.sf.ca.us/bdsupvrs

BOARD COMMITTEES

Committee Membership	Meeting Days
Budget and Finance Committee Supervisors Daly, Ammiano, Dufty, Mirkarimi, Elsbernd	Wednesday 1:00 PM
City and School District Select Committee Supervisors Dufty, Mirkarimi, Maxwell, Commissioners Kim, Mendoza, Wynns	1st and 3rd Thursday 3:30 PM
City Operations and Neighborhood Services Committee Supervisors McGoldrick, Alioto-Pier, Jew	2nd and 4th Thursday 1:00 PM
Government Audit and Oversight Committee Supervisors Elsbernd, Alioto-Pier, Daly	1st and 3rd Monday 10:00 AM
Land Use and Economic Development Committee Supervisors Maxwell, Sandoval, McGoldrick	Monday 1:00 PM
Public Safety Committee Supervisors Mirkarimi, Maxwell, Dufty	2nd and 4th Monday 10:00 AM
Rules Committee Supervisors Ammiano, Elsbernd, Peskin	1st and 3rd Thursday 10:00 AM

First-named Supervisor/Commissioner is Chair, Second-named Supervisor/Commissioner is Vice-Chair, of the Committee

Board Meeting Procedures

The Board of Supervisors is the Legislative Body of the City and County of San Francisco. The Board considers ordinances and resolutions, most of which have been the subject of hearings before the standing committees of the board at which members of the public are urged to testify. The full Board does not hold a second public hearing on measures which have been heard in committee.

Board procedures do not permit: 1) persons in the audience to vocally express support or opposition to statements by Supervisors or by other persons testifying; 2) ringing and use of cell phones, pagers and similar sound-producing electronic devices, (Violators may be removed from the meeting room.) 3) signs to be brought into the meeting or displayed in the room; and 4) standing in the Legislative Chamber.

Citizens are encouraged to testify at Board hearings and to write letters to the Board and to its members, City Hall, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102.

USING LAPTOP COMPUTERS FOR PRESENTATIONS: Please contact City Hall Media Services at (415) 554-4933 to coordinate the use of laptop computers for presentations at the meeting. Computers to be used are required to be tested in advance. The presenter should arrive 30 minutes prior to the meeting to connect and test their computer.

THE AGENDA PACKET IS AVAILABLE AT CITY HALL, ROOM 244, RECEPTION DESK. Agendas are available on the internet at www.sfgov.org/site/bdsupvrs_index.asp?id=4383 For information, call (415) 554-5184.

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Requests for language interpreters at a meeting must be received at least 48 hours in advance of the meeting to help ensure availability. Contact Madeleine Licavoli at (415) 554-7722.

AVISO EN ESPAÑOL: La solicitud para un traductor en una reunion debe recibirse antes de mediodia de el viernes anterior a la reunion. Llame a Erasmo Vazquez (415) 554-4909.

翻譯 *必須在會議前最少四十八小時提出要求*
請電 (415) 554-7701

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The Legislative Chamber and the Committee Room in City Hall are wheelchair accessible.

Meetings are real-time captioned and are cablecast open-captioned on SF Cable 26. Assistive listening devices for the Legislative Chamber are available upon request at the Clerk of the Board's Office, Room 244. Assistive listening devices for the Committee Room are available upon request at the Clerk of the Board's Office, Room 244 or in the Committee Room. To request sign language interpreters, readers, large print agendas or other accommodations, please contact Madeleine Licavoli at (415) 554-7722 or (415) 554-5227 (TTY). Requests made at least 48 hours in advance of the meeting will help to ensure availability.

The nearest accessible BART station is Civic Center (Market/Grove/Hyde Streets). Accessible MUNI Metro lines are the J, K, L, M, and N (Civic Center or Van Ness Stations). MUNI bus lines serving the area are the 47 Van Ness, 9 San Bruno, and the 6, 7, 71 Haight/Noriega. For more information about MUNI accessible services, call (415) 923-6142.

There is accessible parking in the vicinity of City Hall at Civic Center Plaza and adjacent to Davies Hall and the War Memorial Complex. Accessible curbside parking is available on Dr. Carlton B. Goodlett Place and Grove Street.

In order to assist the City's efforts to accommodate persons with severe allergies, environmental illness, multiple chemical sensitivity or related disabilities, attendees at public meetings are reminded that other attendees may be sensitive to perfumes and various other chemical-based scented products. Please help the City to accommodate these individuals.

Know Your Rights Under the Sunshine Ordinance

Government's duty is to serve the public, reaching its decision in full view of the public. Commissions, boards, councils and other agencies of the City and County exist to conduct the people's business. This ordinance assures that deliberations are conducted before the people and that City operations are open to the people's review.

For information on your rights under the Sunshine Ordinance (Chapter 67 of the San Francisco Administrative Code) or to report a violation of the ordinance, contact Frank Darby by mail to Sunshine Ordinance Task Force, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco CA 94102, by phone at (415) 554-7724, by fax at (415) 554-7854 or by email at sotf@sfgov.org

Citizens may obtain a free copy of the Sunshine Ordinance by contacting Mr. Darby or by printing Chapter 67 of the San Francisco Administrative Code on the Internet, at http://www.sfgov.org/sunshine

Lobbyist Registration and Reporting Requirements

Individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [SF Campaign & Governmental Conduct Code Sec. 2.100] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the San Francisco Ethics Commission at 30 Van Ness Avenue, Suite 3900, San Francisco, CA 94102; telephone (415) 581-2300; fax (415) 581-2317; web site www.sfgov.org/ethics

ROLL CALL AND PLEDGE OF ALLEGIANCE

APPROVAL OF MEETING MINUTES

Motion to approve Board Meeting Minutes for April 10, 2007 and Special Board of Supervisors Meeting of the Budget and Finance Committee for April 11, 2007.

AGENDA CHANGES

COMMUNICATIONS

Note: Each item on the Consent or Regular agenda may include the following documents:
1) Legislation
2) Budget Analyst report
3) Legislative Analyst report
4) Department or Agency cover letter and/or report
5) Public correspondence
These items will be available for review at City Hall, Room 244, Reception Desk.

SPECIAL ORDER 2:00 P.M. - Mayor's Appearance Before The Board

(This item will be read at the third regularly scheduled Board meeting of every month)

The following is a time dedicated for the Mayor to discuss with the Board of Supervisors issues pertaining to the governance of the City and County of San Francisco. The Board of Supervisors offers this time for dialogue on the third regularly scheduled Board meeting of every month pursuant to the will of the voters as expressed in Proposition I in November of 2006.

Should the Mayor fail to appear after five minutes of the item being called, the Clerk shall remove the item from the Board's agenda, and the item shall not be considered by the Board. Should the Mayor appear and the Board therefore consider this item, public comment for this item will take place during public comment.

CONSENT AGENDA

All matters listed hereunder constitute a Consent Agenda, are considered to be routine by the Board of Supervisors and will be acted upon by a single roll call vote of the Board. There will be no separate discussion of these items unless a member of the Board so requests, in which event the matter shall be removed from the Consent Agenda and considered as a separate item.

Items 1 through 7

Recommendation of the Budget and Finance Committee

Present: Supervisors Daly, Ammiano, Dufty, Mirkarimi, Elsbernd

1. 070450 **[Appropriating $31,750,000 of Airport Operating Fund Balance for a potential interest rate swap termination payment for the San Francisco International Airport Fiscal Year 2006-2007]**
Mayor
Ordinance appropriating $31,750,000 of San Francisco International Airport Operating Fund Balance to provide appropriations for a potential interest rate swap termination payment as part of the Airport's ongoing debt management program for Fiscal Year 2006-2007.
(Fiscal Impact.)

5/1/2007, PASSED ON FIRST READING.
Question: Shall this Ordinance be FINALLY PASSED?

Recommendations of the City Operations and Neighborhood Services Committee

Present: Supervisors McGoldrick, Alioto-Pier, Jew

2. 070462 **[Waiver of temporary street space occupancy fee on May 5, 2007 for Small Business Week Sidewalk Sale]**
Supervisor Elsbernd
Ordinance waiving the fee in Public Works Code Section 724.1(b) for temporary street space occupancy in certain sections of the City on Saturday, May 5, 2007 as part of Small Business Week.

5/1/2007, PASSED ON FIRST READING.
Question: Shall this Ordinance be FINALLY PASSED?

3. 061236 **[Liquor License Transfer, 81 Langton Street]**
Resolution determining that the transfer of a Type 20 off-sale beer and wine license from 145 Jackson Street to 81 Langton Street, Suite 2, and the issuance of a Type 42 on-sale beer and wine public premises license at the same location, to Luc Ertoran for Terroir SF, LLC dba Terroir, will serve the public convenience and necessity of the people of the City and County of San Francisco, in accordance with Section 23958.4 of the California Business and Professions Code, with conditions.

Question: Shall this Resolution be ADOPTED?

Recommendations of the Land Use and Economic Development Committee

Present: Supervisors Maxwell, Sandoval, McGoldrick

4. 070390 **[STOP Intersections]**
Resolution designating certain intersections as "STOP" intersections.

STOP SIGNS – ESTABLISH
40th Avenue at Geary Boulevard, establishing an All-Way STOP control intersection; and.
Anza Vista Avenue at Baker Street, stopping the stem of this T-intersection.
(Parking and Traffic Department)
(3/15/07: Categorically exempt from Environmental Review Class 1(c)(9) changes in the traffic and parking regulations where such changes do not establish a higher speed limit or result in more than a negligible increase in the use of the street; DPT Order No. 3327.)

Question: Shall this Resolution be ADOPTED?

5. 070391 **[Traffic Regulations]**

Resolution enacting and rescinding traffic regulations on various streets.

NO LEFT TURNS, 7 AM TO 7 PM EVERYDAY - ESTABLISH
5th Street, southbound, onto Mission Street.

CROSSWALK CLOSURE - ESTABLISH
Sagamore Street at San Jose Avenue (Closing the easternmost crosswalk as part of a plan to signalize the existing crosswalk crossing Sagamore Street at Plymouth Avenue. The westernmost crosswalk will remain).
(Parking and Traffic Department)

(3/15/07 - Categorically exempt from Environmental Review Class 1(c)(9) changes in the traffic and parking regulations where such changes do not establish a higher speed limit or result in more than a negligible increase in the use of the street; DPT Order No. 3327.)

Question: Shall this Resolution be ADOPTED?

Recommendations of the Rules Committee

Present: Supervisors Ammiano, Elsbernd, Peskin

6. 070418 [Settlement of Lawsuit - Andrew Marconi]

Ordinance authorizing settlement of the lawsuit filed by Andrew Marconi against the City and County of San Francisco for $82,500; the lawsuit was filed on April 18, 2005 in United States District Court, Case No. C05-1978 CW; entitled Andrew Marconi, et al., v. City and County of San Francisco, et al. (City Attorney)

5/1/2007, PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

7. 070420 [Settlement of Lawsuit - Javed Malik]

Ordinance authorizing settlement of the lawsuit filed by Javed Malik against the City and County of San Francisco for $30,000; the lawsuit was filed on February 10, 2005 in San Francisco Superior Court, Case No. 438-564; entitled Javed Malik, et al., v. City and County of San Francisco, et al. (City Attorney)

5/1/2007, PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

*Questions on the Consent Agenda are on final passage, first reading, or adoption, as indicated:*_____

REGULAR AGENDA

UNFINISHED BUSINESS

Committee of the Whole Adjourn and Report Without Recommendation

8. 070555 **[Appropriating $5,000,000 of FY 2006-2007 General Fund Balance for a Down Payment Assistance Loan Program in the Mayor's Office of Housing for Fiscal Year 2007-2008.]**
Supervisors Sandoval, Daly, Ammiano, Mirkarimi, Dufty, McGoldrick
Ordinance appropriating $5,000,000 of General Fund Balance from Fiscal Year 2006-2007 for a Down Payment Assistance Loan Program to the Mayor's Office of Housing for Fiscal Year 2007-2008 and reserving the funds pending review of an expenditure plan by the Finance Committee.

4/24/2007, RECEIVED AND ASSIGNED to Board of Supervisors. To be heard by a committee of the whole on May 1, 2007.
5/1/2007, PASSED ON FIRST READING.
Question: Shall this Ordinance be FINALLY PASSED?

Recommendation of the Budget and Finance Committee

Present: Supervisors Daly, Ammiano, Dufty, Mirkarimi, Elsbernd

9. 070335 **[Approving an Amendment to the Rincon Point-South Beach Redevelopment Plan to Extend the Redevelopment Agency's Time for Repaying Debt]**
Supervisor Daly
Ordinance approving an amendment to the Rincon Point-South Beach Redevelopment Plan to extend the time for the San Francisco Redevelopment Agency's receipt of tax increment and to suspend both the limit on the total indebtedness outstanding at any one time and the limit on the total number of dollars of tax increment revenue that may be received by the San Francisco Redevelopment Agency under the Plan in order to continue financing Low and Moderate Income Housing Fund activities under the Plan.
(Fiscal Impact.)

5/1/2007, PASSED ON FIRST READING.
Question: Shall this Ordinance be FINALLY PASSED?

NEW BUSINESS

Recommendations of the Budget and Finance Committee

Present: Supervisors Daly, Ammiano, Dufty, Elsbernd

10. 070458 **[Appropriating $35,000,000 of San Francisco Taxable General Obligation Bonds for the Seismic Safety Loan Program in the Mayor's Office of Housing for Fiscal Year 2006-2007]**
Supervisor Dufty
Ordinance appropriating $35,000,000 of City and County of San Francisco Taxable General Obligation Bonds (Seismic Safety Loan Program, 1992), Series 2007A, for the Seismic Safety Loan Program in the Mayor's Office of Housing for Fiscal Year 2006-2007.

Question: Shall this Ordinance be PASSED ON FIRST READING?

Present: Supervisors Daly, Ammiano, Dufty, Mirkarimi, Elsbernd

11. 070325 **[Authorizing the collection and use of an additional penalty assessment on criminal fines, penalties, and forfeitures to support emergency medical services]**
Supervisor Daly
Ordinance amending the San Francisco Administrative Code by adding Section 8.42 and amending Section 10.100-195, to authorize the collection and use of an additional penalty assessment on criminal fines, penalties, and forfeitures to support emergency medical services pursuant to SB 1773, and setting an expiration date.
(Public Health Department)

Question: Shall this Ordinance be PASSED ON FIRST READING?

12. 070451 **[Public Employment - Department of Economic and Workforce Development]**
Mayor
Ordinance amending Ordinance No. 203-06 (Annual Salary Ordinance 2006-2007) to reflect the creation of one (1) new position in the Department of Economic and Workforce Development.
Supervisor Elsbernd dissented in committee.

Question: Shall this Ordinance be PASSED ON FIRST READING?

13. 070326 **[Reprogramming of $789,715 from SFGH's equipment budget to purchase a Materials and Supplies Inventory and Purchasing System Upgrade]**
Resolution authorizing the San Francisco Department of Public Health (DPH), to reprogram $789,715 in funding budgeted at San Francisco General Hospital (SFGH) for medical equipment to purchase a Materials and Supplies Inventory and Purchasing System Upgrade in FY 2006-07.
(Public Health Department)
(Fiscal Impact.)

Question: Shall this Resolution be ADOPTED?

14. 070358 **[Extending to October 1, 2007 the Cooperative Agreement between the Treasure Island Development Authority and the U.S. Navy through which the Authority provides caretaker services at former Naval Station Treasure Island]**

Resolution approving and authorizing the Treasure Island Development Authority to enter into a modification to the Cooperative Agreement with the Navy to extend the Cooperative Agreement retroactively from September 30, 2006 to October 1, 2007.
(Treasure Island Development Authority)

Question: Shall this Resolution be ADOPTED?

15. 070359 **[Approving a Memorandum of Understanding between the Treasure Island Development Authority and the City and County of San Francisco relating to staffing and oversight of the Treasure Island Project Office]**

Resolution approving and authorizing the Treasure Island Development Authority to enter into a Memorandum of Understanding appointing the City and County of San Francisco, acting by and through the Office of the City Administrator, as its agent to provide services to carry out the day-to-day operations of the Treasure Island Development Authority and to provide oversight to the Treasure Island Project Office for the term beginning retroactively on July 1, 2006.
(Treasure Island Development Authority)

Question: Shall this Resolution be ADOPTED?

Recommendations of the Land Use and Economic Development Committee

Present: Supervisors Maxwell, Sandoval, McGoldrick

16. 070332 **[Zoning - Interim Moratorium on Single Room Occupancy developments in Western SoMa Service/Light Industrial zones]**

Supervisor Daly

Urgency Ordinance approving an interim zoning moratorium on Single Room Occupancy (SRO) developments in Western South of Market (SoMa) Service/Light Industrial (SLI) zones for 45 days and making required findings, including environmental findings and a determination of consistency with the priority policies of Planning Code Section 101.1.

Question: Shall this Ordinance be FINALLY PASSED?

17. 070333 **[Interim Zoning Requiring Conditional Use on Single Room Occupancy developments in the Western South of Market Special Use District]**

Supervisor Daly

Resolution imposing interim zoning controls establishing a requirement for conditional use authorization for Single Room Occupancy (SRO) developments in the Western South of Market (SoMa) Special Use District (SUD) for an eighteen (18) month period and making required findings, including environmental findings, and a determination of consistency with the priority policies of Planning Code Section 101.1.

Question: Shall this Resolution be ADOPTED?

18. 070392 [Parking Regulations]

Resolution enacting and rescinding parking regulations at various locations.

PARKING METER AREA NO. 3 (2-HOUR PARKING TIME LIMIT, 9 AM - 6 PM, MONDAY THROUGH SATURDAY) - ESTABLISH
Geary Boulevard, north side, from Scott Street to 162 feet west of Divisadero Street.

UNMETERED MOTORCYCLE PARKING - ESTABLISH
2921 Washington Street, south side, between the driveways in front of the main entrance to create four motorcycle parking spaces.

PERPENDICULAR (90-DEGREE ANGLE) PARKING - ESTABLISH
Dorado Terrace, west side, in front of #41 Dorado Terrace to #79 Dorado Terrace; and,
Dorado Terrace, east side, from #312 to #224 Dorado Terrace (to legalize existing conditions)

TWO-HOUR PARKING TIME LIMIT, 9 AM - 6 PM, MONDAY THROUGH SATURDAY - ESTABLISH
Indiana Street, both sides, between Cesar Chavez and Marin Streets (1600 block);
and,
Indiana Street, west side, between Marin and Tulare Streets (1700 block).

PARKING METERS (2-HOUR PARKING TIME LIMIT, 9 AM - 6 PM, MONDAY THROUGH SATURDAY) - ESTABLISH
Castro Street, east side, from Jersey Street to 48 feet southerly (four parking spaces).

TOW-AWAY, NO STOPPING ANYTIME - ESTABLISH
Lisbon Street, west side, from Avalon Avenue to 20 feet northerly.

TOW-AWAY, NO STOPPING ANYTIME – ESTABLISH
Lisbon Street, east side, from Avalon Avenue to 20 feet southerly.

TWO-HOUR PARKING TIME LIMIT, 9 AM - 6 PM, MONDAY THROUGH FRIDAY - ESTABLISH
115 Wisconsin Street, east side, from 16th Street to 44 feet southerly (44 foot space, approximately two parking spaces).

TOW-AWAY, NO STOPPING, 4 PM TO 6 PM, MONDAY THROUGH FRIDAY - RESCIND
Sansome Street, west side, from Washington Street to Broadway.

TOW-AWAY, NO STOPPING ANYTIME - EXTEND
Junipero Serra Boulevard, east side, from 208 feet to 268 feet south of Monterey Boulevard at St. Francis Circle to facillitate an extension of the double northbound left turn lane (60-foot extension). (Parking and Traffic Department)

(3/15/07: Categorically exempt from Environmental Review Class 1(c)(9) changes in the traffic and parking regulations where such changes do not establish a higher speed limit or result in more than a negligible increase in the use of the street; DPT Order No. 3327.)

Question: Shall this Resolution be ADOPTED?

SPECIAL ORDER

Board of Supervisors Sitting as a Committee of the Whole

CALLED FROM COMMITTEE

19. 070401 **[San Francisco's Participation in the "Focusing Our Vision" Program of the Regional Agencies]**
Supervisor Daly
Hearing to explore San Francisco's Participation in the "Focusing Our Vision" Program of the Regional Agencies--Association of Bay Area Governments, Metropolitan Transportation Commission, Bay Conservation and Development Commission, and Bay Area Air Quality Management District.

5/1/2007, CALLED FROM COMMITTEE. Pursuant to Rule 5.31, Supervisor Daly called this measure from City Operations and Neighborhood Services Committee.

Action:_____

SPECIAL ORDER 3:30 P.M.

Board of Supervisors Sitting as a Committee of the Whole

20. 070554 **[Status Report on Health Access Plan]**
Supervisor Ammiano
Hearing to consider a status report on the Health Access Plan from the Department of Public Health and the Office of Labor Standards Enforcement.

Action:_____

SPECIAL ORDER 3:30 P.M - Recognition of Commendations

21. ROLL CALL FOR INTRODUCTIONS

Roll call for introduction of ordinances, resolutions, charter amendments, requests for hearings, letters of inquiry, letters of request to the City Attorney and Board Members' reports on their regional body activities.

22. PUBLIC COMMENT

An opportunity for members of the public to directly address the Board on items of interest to the public that are within the subject matter jurisdiction of the Board, including items being considered today which have not been considered by a Board committee and excluding items which have been considered by a Board committee. Members of the public may address the Board for up to three minutes. Each member of the public will be allotted the same number of minutes to speak, except that public speakers using translation assistance will be allowed to testify for twice the amount of the public testimony time limit. If simultaneous translation services are used, speakers will be governed by the public testimony time limit applied to speakers not requesting translation assistance. The President or the Board may limit the total testimony to 30 minutes.
Members of the public who want a document placed on the overhead for display should clearly state such and subsequently remove the document when they want the screen to return to live coverage of the meeting.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures are introduced for adoption without committee reference. A unanimous vote is required for adoption of a resolution today. Any Supervisor may require any resolution to go to committee.

Items 23 through 27

23. 070592 [Urging Congress to Amend the Comprehensive Smoking Education Act of 1984]
Supervisor Daly
Resolution urging U.S. Congressional Representatives to amend the Comprehensive Smoking Education Act of 1984 (Public Law 98-474) and require picture-based warning labels.

5/1/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

24. 070593 [SRO Voter Education and Registration]
Supervisor Mirkarimi
Resolution urging increased voter education and registration outreach to SRO residents by the Department of Elections and urging SRO managers and owners to facilitate access for these purposes.

5/1/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

25. 070594 [Commending California Victory]
Supervisors Mirkarimi, Sandoval
Resolution commending California Victory for its community spirit and the formation of the new San Francisco United Soccer League's Division One Team.

5/1/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

26. 070595 [State Budget Augmentation for Adult Protective Services Program]
Mayor
Resolution urging the State Legislature to appropriate $20 million in additional funding for the Adult Protective Services Program, on an annual basis, beginning in fiscal year 2007-2008.

5/1/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

27. 070596 [Grant of Federal Funds - Municipal Transportation Agency]
Supervisor Elsbernd
Resolution authorizing the Municipal Transportation Agency to accept and expend $86,520 in federal Section 5303 Technical Study funding to develop and produce the FY 2008 Short Range Transit Plan.

5/1/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

*Questions on the For Adoption Without Committee Reference Agenda:*_____

28. IMPERATIVE AGENDA

Resolution(s), if any, to be adopted within limits imposed by the Sunshine Ordinance and the Ralph M. Brown Act, introduced today, not on the printed agenda. For such resolutions to be considered, the Board must first adopt the Serious Injury Finding or the Purely Commendatory Finding and the Brown Act Finding. Each motion requires 8 votes or a unanimous 6 or 7. A unanimous vote is required for the resolution(s).

[Serious Injury Finding]
Motion that the Board find that for the resolution(s) being considered at this time "the need to take action is so imperative as to threaten serious injury to the public interest if action is deferred to a later meeting."

[Purely Commendatory Finding]
Motion that the Board find that the resolution(s) being considered at this time are purely commendatory.

[Brown Act Finding]
Motion that the Board find by roll call vote that for the resolutions being considered at this time there is a need to take immediate action and the need to take action came to the attention of the City and County of San Francisco after the agenda was posted.

OFF-AGENDA LEGISLATION

PROPOSED ORDINANCES

Proposed ordinances received from April 24, 2007 through April 30, 2007, for reference by President to appropriate committee on May 8, 2007.

070558 **[Settlement of Lawsuit - A. Ruiz Construction & Associates, Inc.]**

Ordinance authorizing settlement of the lawsuit filed by the City and County of San Francisco against A. Ruiz Construction & Associates, Inc. for $200,000; the lawsuit was filed on January 28, 2005 in San Francisco Superior Court, Case No. 438-235; entitled City and County of San Francisco, et al. v. A. Ruiz Construction & Associates, et al.
(City Attorney)

4/24/2007, RECEIVED AND ASSIGNED to Rules Committee.

070559 **[Settlement of Lawsuit - Proven Management, Inc.]**

Ordinance authorizing settlement of the lawsuits filed by: (1) the City and County of San Francisco ("the "City") against Proven Management, Inc. ("Proven") on August 01, 2005, in San Francisco Superior Court Case No. CGC 05-443632, entitled, City and County of San Francisco et. al. v. Proven Management, Inc. et. al., and (2) Proven against the City on December 15, 2005, in Tuolumne County Superior Court Case No. 51778, entitled, Proven Management, Inc. v. City and County of San Francisco et. al., with (a) Proven paying the City: $250,000 in damages; reimbursing the City up to $450,000 to administer corrective work; and Proven replacing valve assemblies and correcting numerous items of work on the Baden Pumps Station Project; and completing its contract; and (b) the City increasing Proven's contract amount on the Priest Bypass Project by $700,000 and releasing all contract balances.
(City Attorney)

4/24/2007, RECEIVED AND ASSIGNED to Rules Committee.

070606 **[Appropriating $213,000 of Juvenile Probation Title IV-E Funds for Overtime Related to Increased Juvenile Hall Population to the Juvenile Probation Department for Fiscal Year 2006-2007]**

Ordinance appropriating $213,000 of Juvenile Probation Title IV-E (Foster Care) funds for additional overtime costs related to an increase in the Juvenile Hall population to the Juvenile Probation Department for Fiscal Year 2006-2007.
(Juvenile Probation Department)

PROPOSED RESOLUTIONS

Proposed resolutions received from April 24, 2007 through April 30, 2007, for reference by President to appropriate committee on May 8, 2007.

070564 **[Parking Regulations]**

Resolution enacting and rescinding parking regulations at various locations.

NO PARKING ANYTIME – ESTABLISH
Eucalyptus Drive, south side, from the Junipero Serra Boulevard Service Road to 33 feet westerly.

TOW-AWAY, NO PARKING ANYTIME – ESTABLISH
Vicente Street, south side, from Portola Drive to 49 feet westerly; and,
Raccoon Drive, both sides, between Twin Peaks Boulevard and Crown Court.
(Parking and Traffic Department)
(4/24/07 - Categorically exempt from Environmental Review Class 1(c)(9) changes in the traffic and parking regulations where such changes do not establish a higher speed limit or result in more than a negligible increase in the use of the street; DPW Order No. 3349)

4/26/2007, RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

070569 **[STOP Intersections]**

Resolution designating certain intersections as "STOP" intersections.

STOP SIGNS – ESTABLISH
18th Street at Illinois Street, stopping the stem of this T-intersection;
Piedmont Street at Masonic Avenue, stopping Piedmont Street, making this T-intersection an All-Way STOP;
Noriega and 21st Avenue, stopping Noriega Street, making this intersection an All-Way STOP;
Detroit Street and Staples Avenue, stopping Detroit Street, making this intersection an All-Way STOP; and,
Lisbon Street and Silver Avenue, making this T-intersection an All-Way STOP.

STOP SIGNS - RESCIND
Craut Street and Silver Avenue intersection (rescind the 3-Way Stop);
Craut Street and Maynard Street (rescind the southbound Craut Street STOP); and,
Craut Street and Ney Street (rescind the southbound Ney Street STOP).
(Parking and Traffic Department)
(4/24/07 - Categorically exempt from Environmental Review Class 1(c)(9) changes in the traffic and parking regulations where such changes do not establish a higher speed limit or result in more than a negligible increase in the use of the street; DPW Order No. 3349)

4/26/2007, RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

070570 **[Traffic Regulations]**

Resolution enacting and rescinding traffic regulations on various streets.

ONE-WAY STREET (NORTHBOUND) - ESTABLISH
Craut Street, between Silver Avenue and Trumbull Street
(Parking and Traffic Department)
(4/24/07 - Categorically exempt from Environmental Review Class 1(c)(9) changes in the traffic and parking regulations where such changes do not establish a higher speed limit or result in more than a negligible increase in the use of the street; DPW Order No. 3349)

4/26/2007, RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

PROPOSED MOTIONS

None

070608 **[Petitions and Communications]**

Petitions and Communications received from April 24, 2007 through April 30, 2007 for reference by the President to May 8, 2007.

From Office of the Controller/City Services Auditor, submitting report concerning the concession review of Tradewinds Airlines, Inc. for the period from September 2004 through June 2006. (1)

From Office of the Controller/City Services Auditor, submitting report concerning the review of Cody's Books, Inc. and its compliance with the City and County of San Francisco ordinance prohibiting the use of City funds for political activity. (2)

From concerned citizens, submitting support for the implementation of Community Choice energy in San Francisco. 8 letters (3)

From Department of Public Works, regarding status on removing the wheatpasted posters from its "Building Façade & Sidewalk Beautification" Program, at various locations in District 1. (Reference 20070410-008) Copy: Supervisor McGoldrick (4)

From Department of Public Works, regarding status on repairing the sidewalk at 957 Cole Street. (Reference 20070410-021) Copy: Supervisor Mirkarimi (5)

From Department of Public Works, regarding status on repairing multiple potholes located on the West side of Divisadero between Haight and Waller Street. (Reference 20070327-001) Copy: Supervisor Mirkarimi (6)

From Department of Public Works, regarding status on tree pruning and maintenance at the Midtown Park Apartments located at 1415 Scott Street. (Reference 20070410-014) Copy: Supervisor Mirkarimi (7)

From Francisco Da Costa, regarding the Mayor's Office of Criminal Justice. (8)

From Spencer Guthrie, commenting on the recent death of a friend who was murdered in the Marina District. Copy: Supervisor Alioto-Pier (9)

From Helmut Kayan, commenting on a City employee who he observed littering in the Hayes Valley neighborhood. (10)

From Paul Kangas, commenting on ways to stop homicides in San Francisco. Copy: Supervisor Daly, 2 letters (11)

From Katherine Peterson, commenting on various issues. (12)

From Ted Soderberg, submitting opposition to San Francisco being a sanctuary City for illegal aliens. (13)

From Kimo Crossman, regarding an immediate disclosure request from the Clerk of the Board. 3 letters (14)

From Troy Nikol, commenting on ongoing delays with the Muni T-Third light rail service on April 23, 2007. (15)

From Designing Accessible Communities, submitting copy of complaint sent to the Mayor's Office on Disability regarding vehicles parking illegally on City sidewalks. (16)

From concerned citizens, regarding the proposal to site a new 49ers stadium at the Hunters Point Naval Shipyard. 2 letters (17)

From William Davies, submitting opposition to the proposed Wi-Fi agreement with Google and Earthlink. File 070077 (18)

From Maya Rosberg, commenting on the lack of empathy and concern that exists in the Mental Health system. Copy: Mental Health Board (19)

From Kimo Crossman, regarding an immediate disclosure request regarding the Sunshine Ordinance Task Force office hours. (20)

From Francisco Da Costa, commenting on the San Francisco Public Utilities Commission. (21)

From Ahimsa Porter Sumchai, commenting on Lennar Homes. (22)

From Connie Davis, seeking assistance from the Board to help her friend who is currently incarcerated. (23)

From John Chang, commenting on San Francisco not having a wind and solar energy option. (24)

From Municipal Transportation Agency, regarding notice of an in-kind contribution from Major League Baseball located in New York, New York. (25)

From Department of Public Health, submitting monthly STD report for March 2007. (26)

From Christian Holmer, regarding the Golden Gate Park Community Stakeholder list. (27)

From SF Paratransit Coordinating Council, regarding new ramp taxi medallions. Copy: Budget and Finance Committee members. (28)

From Stephanie Provines, commenting on the removal of restaurant waste generated each year. (29)

From Human Services Agency, submitting 6-month report for Community Living Fund (CLF): Program for Case Management, and Purchase of Resources and Services for the period July through December 2006. (30)

From Clerk of the Board, regarding Public Education Enrichment Fund In-Kind Services. (31)

From Office of the Controller, submitting Biannual Overtime Report (Administrative Code Section 18.13-5). Copy: Each Supervisor (32)

From Clerk of the Board. submitting Form 700 Statement of Economic Interests from: (33)
Gloria Young, Clerk of the Board and Executive Officer of LAFCo
Kathleen Gulbengay, Interim Clerk of the Board
Tom Ammiano, Member of LAFCo
Pooja Jhunjhunwala, Legislative Assistant to Supervisor McGoldrick

From Mayor's Office on Disability, submitting response to constituent regarding accessible on-street parking spaces and loading zones with no adjacent curb-ramps. (34)

From Kimo Crossman, regarding an immediate disclosure request on office hours for the Sunshine Ordinance Task Force. (35)

From Troy Nickol, commenting on Muni T-Line service delays during the morning and evening commute hours on April 26, 2007. Copy: Municipal Transportation Agency, 2 letters (36)

From Jeannette Luini, commenting that all plastic bags should be recyclable along with metal coat hangers and VHS cassette tapes. (37)

From Shawn Miller, commenting on Critical Mass and how the original goal is no longer being realized. (38)

From concerned citizens, submitting support for the proposed Wi-Fi agreement with Google and Earthlink. File 070077, 2 letters (39)

From concerned citizens, urging the Board to find a humane method of dealing with the African clawed frogs residing in Golden Gate Park's lily pond. Approximately 100 letters received (40)

From John Stokes, commenting on an article published in the Chronicle on 4/27/07 regarding illegal immigration. Copy: Each Supervisor (41)

From Jeff Williamson, commenting on his continuous harassment throughout San Francisco. Copy: Each Supervisor (42)

From St. John's Tutoring Center, submitting notice that students from Marshall Elementary School will soon be sending letters expressing what they have been working on to make their community a better place to learn and grow. (43)

From Jeannette Luini, urging the Board to reconsider their position on plastic shopping bags. Copy: Each Supervisor (44)

From Fran Hattan, commenting on loitering at two Muni bus stops near the Turk-Hyde mini park. (45)

From Planning Department, regarding status on an assessment of the permitting process and timeline for Medical Cannabis Dispensaries and any delays in the process, including whether the deadline of July 1, 2007 is a realistic deadline given the current permitting process. (Reference 20070327-003) Copy: Supervisor Alioto-Pier (46)

From Human Services Agency, submitting the Human Services Agency's revised Fiscal Year 2006-2007 savings projections for the Human Services Care Fund. (47)

From Russ Farmer, commenting on the current Public Assistance process. (48)

From Alfred Armand, commenting on an analysis conducted by the Office of the Legislative Analyst regarding municipal golf courses in the greater Bay Area. Copy: Office of the Legislative Analyst, Each Supervisor (49)

From Francisco Da Costa, commenting on an Earth Day event held at Garfield Park on April 21, 2007. (50)

From Rachel Hardwick, submitting opposition to recent comments made by Supervisor Daly with regard to Mayor Newsom's intent to develop a "Quality of Life" court in the Tenderloin. Copy: Supervisor Daly (51)

From Office of the Mayor, regarding a Resolution approving the extension of a contract to provide San Francisco's voting system. Copy: Each Supervisor, File 070309 (52)

From Public Utilities Commission, regarding status on removing graffiti from metal poles and wooden poles at various locations in District 5. (Reference 20070410-018) Copy: Supervisor Mirkarimi (53)

From Public Utilities Commission, regarding status on removing graffiti from metal poles and wooden poles at various locations in District 5. (Reference 20070424-006) Copy: Supervisor Mirkarimi (54)

From concerned citizens, commenting on asbestos levels at Bayview Hunters Point Shipyard Parcel A on April 12, 2007. 2 letters (55)

From Frankie Franck, commenting on Sharp Park Golf Course. (56)

From Wally Greenwall, commenting on Mayor Newsom's consideration of "Quality of Life" courts. Copy: Supervisor Daly (57)

From Robert J. Ovanin, submitting opposition to bicycle activists in San Francisco. (58)

From Ron Sperry, submitting opposition to Critical Mass. (59)

From Frank De Smidt, commenting on why he will no longer visit San Francisco. (60)

070609 **[Petitions and Communications]**

Petitions and Communications received from April 24, 2007 through April 30, 2007 for reference by the President to May 8, 2007. (Part 2)

From concerned citizens, commenting on ongoing Muni service problems. Copy: Municipal Transportation Agency, 2 letters (61)

From Anna Jimenez, requesting a Preference Verification Letter and any other assistance that can be provided to her and her son. Copy: Each Supervisor (62)

From Jeannette Luini, submitting response to the Department of the Environment regarding reyclable plastic shopping bags. Copy: Each Supervisor (63)

From Wilfred Fong, commenting on the Hall of Justice building being in need of a seismic safety analysis. (64)

From concerned citizens, submitting support for the Plastic Bag Reduction Ordinance. File 070085. Approximately 100 letters received (65)

ADJOURNMENT

Legislation Pending Under the "30 Day Rule"

These items may not be heard by Committee until the date in the right hand column.

As Revised May 3, 2007

Rule 5.40 provides that when an ordinance or resolution is introduced which would create or revise major city policy, the committee to which the legislation is assigned shall not consider the legislation until at least thirty days after the date of introduction. The provisions of this rule shall not apply to the routine operations of the departments of the City or when a legal time limit controls the hearing timing. In general the rule shall not apply to hearings to consider subject matter when no legislation has been presented, nor shall the rule apply to resolutions which simply urge action to be taken.

Charter amendment (First Draft) to add a new Section 4.121.5 and amending Sections 4.130, D3.750-4, and F1.104, to create a Public Works Commission and establish its powers and duties, authorize the Mayor to appoint the Director of Public Works, and require the Controller to conduct a performance audit of the Department of Public Works every three years, and by amending Section 9.113.5, to allocate one-tenth of any excess General Fund revenues in any given year, as defined in the Rainy Day Reserve amendment, to street repair and reconstruction.	070588	Rules Committee	Sandoval	5/1/07	6/1/07
Charter amendment (First Draft) to add Section 16.126 to: establish a San Francisco Homicide Prevention Plan and Homicide Prevention Planning Council; create a Survivors' Advocate and a City fund to help pay specified expenses for survivors of homicide victims; establish a Violence Prevention Fund and appropriate an additional $10 million per year for the next three years to fund violence prevention programs identified in the Plan; and, set a expiration date.	070587	Rules Committee	Daly	5/1/07	6/1/07

Ordinance amending the San Francisco Administrative Code by amending Section 41D.4, to require that individuals engaged in "get out the vote" activities be provided access to Residential Hotels as visitors of guests and occupants, on the same basis as any other visitor under the Uniform Visitor Policy.	070590	Land Use and Economic Development Committee	Mirkarimi	5/1/07	6/1/07
Ordinance amending Section 12.12 of the Park Code to increase fees at the Harding Park golf course by fifteen percent; and to require the Recreation and Park Department to produce a mid-year report on the effect of the increase, and to prepare a three year fiscal viability plan to substantially reduce the General Fund contribution to the golf program.	070589	Budget and Finance Committee	McGoldrick	5/1/07	6/1/07
Ordinance amending Sections 300 and 305 of the Environment Code to prohibit the outdoor use of single feed rodenticides in City Parks.	070586	City Operations and Neighborhood Services Committee	Jew	5/1/07	6/1/07
Ordinance amending San Francisco Planning Code by amending Sectional Map 2 of the Zoning Map of the City and County of San Francisco to change the use classification of Block 1098, Lot 9, located at the northwest corner of Divisadero and O'Farrell Streets, from Small-scale Neighborhood Commercial (NC-2) District to Moderate-scale Neighborhood Commercial (NC3) District; adopting findings, including environmental findings and findings of consistency the General Plan and the Priority Policies of Planning Code Section 101.1	070546	Land Use and Economic Development Committee	Mirkarimi	4/24/07	5/24/07

Draft Ordinance adopting a Community Choice Aggregation Draft Implementation Plan, establishing key aspects of the Community Choice Aggregation program, and establishing a Community Choice Board of Control to administer program startup activities.	070501	Budget and Finance Committee	Supervisors Ammiano, Mirkarimi	4/17/07	5/17/07
Draft Ordinance adopting a Community Choice Statement of Intent Pursuant to Public Utilities Code 366.2(c)(4).	070502	Budget and Finance Committee	Supervisors Mirkarimi, Ammiano	4/17/07	5/17/07
Ordinance adopting an ADA Grievance Procedure that includes oversight by the Mayor's Office on Disability, time limits for filing and resolving grievances, investigation by the relevant City department, an appeal process, and an annual report to the Mayor and the Board.	070507	Rules Committee	Supervisor Alioto-Pier	4/17/07	5/17/07
Ordinance amending Public Works Code Section 723.2 to clarify that the public right-of-way occupancy assessment fee for minor sidewalk encroachments applies to specified building permits and to all subsidewalk basements.	070452	City Operations and Neighborhood Services Committee	Supervisor Alioto-Pier	4/1O/07	5/10/07
Ordinance amending Public Works Code Sections 2.4.44 and 2.4.46 to delete the street restoration fee and amending Section 2.4.55 to require restoration of all affected lanes for the entire block when 25% or more of the block's length is excavated to extend to the time required for backfill, replacement of pavement base, and finished pavement associated with street restoration from 72 to 120 hours; and making environmental findings.	070466	Budget and Finance Committee	Supervisor Mirkarimi	4/1O/07	5/10/07

Ordinance amending Planning Code, Sectional Map 2 of Zoning Map of CCSF to change the use classification of Block 1177, Lot 001 and Block 1178, Lot 019 from RM-1 (Residential, Mixed Districts, Low Density) to NC-1 (Neighborhood Commercial Cluster District); adopting findings, including environmental findings and findings of consistency with General Plan and Priority Policies of Planning Code Section 101.1(b).	070477	Land Use and Economic Development Committee	Supervisor Mirkarimi	4/10/07	5/10/07

BOARD of SUPERVISORS

City Hall
Dr. Carlton B. Goodlett Place, Room 244
San Francisco 94102-4689
Tel. No. 554-5184
Fax No. 554-5163
TDD/TTY No. 544-5227

NOTICE OF MATTER CALLED OUT OF COMMITTEE

BUDGET AND FINANCE COMMITTEE

SAN FRANCISCO BOARD OF SUPERVISORS

NOTICE IS HEREBY GIVEN that pursuant to Rule 5.34 the following matter has been called out of the Budget and Finance Committee by Supervisor Dufty at the Board Meeting of May 8, 2007:

File No. 070526 Ordinance amending Ordinance No. 203-06 (Annual Salary Ordinance FY 2006-2007) to reflect the proposed change to Administrative Services (ADM) staffing by decreasing total staffing by 1.00 FTE.

The Board will be meeting on May 15, 2007 at 2:00 p.m., in the Legislative Chambers on the second floor of City Hall to consider the above item

In the absence of a motion adopted by unanimous vote, participation in the discussion will be limited to Supervisors and City and County staff personnel.

Persons who are unable to attend the hearing may submit written comments regarding this matter prior to the beginning of the hearing. These comments will become part of the official public record.

Kay Gulbengay

Kay Gulbengay, Interim Clerk of the Board

POSTED: 05/09/07

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BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO

AGENDA

8:15 a.m. mt
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Legislative Chamber - Second Floor
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689
Tuesday, May 15, 2007 2:00 PM

SF
590
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5/15/07

Regular Meeting

AARON PESKIN, PRESIDENT
MICHELA ALIOTO-PIER, TOM AMMIANO, CHRIS DALY,
BEVAN DUFTY, SEAN ELSBERND, ED JEW, SOPHIE MAXWELL,
JAKE McGOLDRICK, ROSS MIRKARIMI, GERARDO SANDOVAL

Kay Gulbengay, Interim Clerk of the Board

Agendas of the Board of Supervisors are available on the internet at www.ci.sf.ca.us/bdsupvrs

BOARD COMMITTEES

Committee Membership	Meeting Days
Budget and Finance Committee Supervisors Daly, Ammiano, Dufty, Mirkarimi, Elsbernd	Wednesday 1:00 PM
City and School District Select Committee Supervisors Dufty, Mirkarimi, Maxwell, Commissioners Kim, Mendoza, Wynns	1st and 3rd Thursday 3:30 PM
City Operations and Neighborhood Services Committee Supervisors McGoldrick, Alioto-Pier, Jew	2nd and 4th Thursday 1:00 PM
Government Audit and Oversight Committee Supervisors Elsbernd, Alioto-Pier, Daly	1st and 3rd Monday 10:00 AM
Land Use and Economic Development Committee Supervisors Maxwell, Sandoval, McGoldrick	Monday 1:00 PM
Public Safety Committee Supervisors Mirkarimi, Maxwell, Dufty	2nd and 4th Monday 10:00 AM
Rules Committee Supervisors Ammiano, Elsbernd, Peskin	1st and 3rd Thursday 10:00 AM

First-named Supervisor/Commissioner is Chair, Second-named Supervisor/Commissioner is Vice-Chair, of the Committee.

Board Meeting Procedures

The Board of Supervisors is the Legislative Body of the City and County of San Francisco. The Board considers ordinances and resolutions, most of which have been the subject of hearings before the standing committees of the board at which members of the public are urged to testify. The full Board does not hold a second public hearing on measures which have been heard in committee.

Board procedures do not permit: 1) persons in the audience to vocally express support or opposition to statements by Supervisors or by other persons testifying; 2) ringing and use of cell phones, pagers and similar sound-producing electronic devices, (Violators may be removed from the meeting room.) 3) signs to be brought into the meeting or displayed in the room; and 4) standing in the Legislative Chamber.

Citizens are encouraged to testify at Board hearings and to write letters to the Board and to its members, City Hall, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102.

USING LAPTOP COMPUTERS FOR PRESENTATIONS: Please contact City Hall Media Services at (415) 554-4933 to coordinate the use of laptop computers for presentations at the meeting. Computers to be used are required to be tested in advance. The presenter should arrive 30 minutes prior to the meeting to connect and test their computer.

THE AGENDA PACKET IS AVAILABLE AT CITY HALL, ROOM 244, RECEPTION DESK. Agendas are available on the internet at www.sfgov.org/site/bdsupvrs_index.asp?id=4383 For information, call (415) 554-5184.

Board meetings are cablecast on SF Cable 26. For video tape copies and scheduling call (415) 557-4293.

Results of each Board meeting can be obtained about a half hour after the end of the meeting by telephoning (415) 554-5555.

Requests for language interpreters at a meeting must be received at least 48 hours in advance of the meeting to help ensure availability. Contact Madeleine Licavoli at (415) 554-7722.

AVISO EN ESPAÑOL: La solicitud para un traductor en una reunion debe recibirse antes de mediodia de el viernes anterior a la reunion. Llame a Erasmo Vazquez (415) 554-4909.

翻譯 *必須在會議前最少四十八小時提出要求*
請電 (415) 554-7701

Disability Access

The Legislative Chamber and the Committee Room in City Hall are wheelchair accessible.

Meetings are real-time captioned and are cablecast open-captioned on SF Cable 26. Assistive listening devices for the Legislative Chamber are available upon request at the Clerk of the Board's Office, Room 244. Assistive listening devices for the Committee Room are available upon request at the Clerk of the Board's Office, Room 244 or in the Committee Room. To request sign language interpreters, readers, large print agendas or other accommodations, please contact Madeleine Licavoli at (415) 554-7722 or (415) 554-5227 (TTY). Requests made at least 48 hours in advance of the meeting will help to ensure availability.

The nearest accessible BART station is Civic Center (Market/Grove/Hyde Streets). Accessible MUNI Metro lines are the J, K, L, M, and N (Civic Center or Van Ness Stations). MUNI bus lines serving the area are the 47 Van Ness, 9 San Bruno, and the 6, 7, 71 Haight/Noriega. For more information about MUNI accessible services, call (415) 923-6142.

There is accessible parking in the vicinity of City Hall at Civic Center Plaza and adjacent to Davies Hall and the War Memorial Complex. Accessible curbside parking is available on Dr. Carlton B. Goodlett Place and Grove Street.

In order to assist the City's efforts to accommodate persons with severe allergies, environmental illness, multiple chemical sensitivity or related disabilities, attendees at public meetings are reminded that other attendees may be sensitive to perfumes and various other chemical-based scented products. Please help the City to accommodate these individuals.

Know Your Rights Under the Sunshine Ordinance

Government's duty is to serve the public, reaching its decision in full view of the public. Commissions, boards, councils and other agencies of the City and County exist to conduct the people's business. This ordinance assures that deliberations are conducted before the people and that City operations are open to the people's review.

For information on your rights under the Sunshine Ordinance (Chapter 67 of the San Francisco Administrative Code) or to report a violation of the ordinance, contact Frank Darby by mail to Sunshine Ordinance Task Force, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco CA 94102, by phone at (415) 554-7724, by fax at (415) 554-7854 or by email at sotf@sfgov.org

Citizens may obtain a free copy of the Sunshine Ordinance by contacting Mr. Darby or by printing Chapter 67 of the San Francisco Administrative Code on the Internet, at http://www.sfgov.org/sunshine

Lobbyist Registration and Reporting Requirements

Individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [SF Campaign & Governmental Conduct Code Sec. 2.100] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the San Francisco Ethics Commission at 30 Van Ness Avenue, Suite 3900, San Francisco, CA 94102; telephone (415) 581-2300; fax (415) 581-2317; web site www.sfgov.org/ethics

ROLL CALL AND PLEDGE OF ALLEGIANCE

APPROVAL OF MEETING MINUTES

Motion to approve Board Meeting Minutes for April 17, 2007.

AGENDA CHANGES

COMMUNICATIONS

Note: Each item on the Consent or Regular agenda may include the following documents:

1) Legislation
2) Budget Analyst report
3) Legislative Analyst report
4) Department or Agency cover letter and/or report
5) Public correspondence

These items will be available for review at City Hall, Room 244, Reception Desk.

SPECIAL ORDER 2:00 P.M. - Mayor's Appearance Before The Board

(This item will be read at the third regularly scheduled Board meeting of every month)

The following is a time dedicated for the Mayor to discuss with the Board of Supervisors issues pertaining to the governance of the City and County of San Francisco. The Board of Supervisors offers this time for dialogue on the third regularly scheduled Board meeting of every month pursuant to the will of the voters as expressed in Proposition I in November of 2006.

Should the Mayor fail to appear after five minutes of the item being called, the Clerk shall remove the item from the Board's agenda, and the item shall not be considered by the Board. Should the Mayor appear and the Board therefore consider this item, public comment for this item will take place during public comment.

CONSENT AGENDA

All matters listed hereunder constitute a Consent Agenda, are considered to be routine by the Board of Supervisors and will be acted upon by a single roll call vote of the Board. There will be no separate discussion of these items unless a member of the Board so requests, in which event the matter shall be removed from the Consent Agenda and considered as a separate item.

Items 1 through 7

Recommendations of the Budget and Finance Committee

Present: Supervisors Daly, Ammiano, Dufty, Elsbernd

1. 070458 **[Appropriating $35,000,000 of San Francisco Taxable General Obligation Bonds for the Seismic Safety Loan Program in the Mayor's Office of Housing for Fiscal Year 2006-2007]**
Supervisor Dufty
Ordinance appropriating $35,000,000 of City and County of San Francisco Taxable General Obligation Bonds (Seismic Safety Loan Program, 1992), Series 2007A, for the Seismic Safety Loan Program in the Mayor's Office of Housing for Fiscal Year 2006-2007.

5/8/2007, PASSED ON FIRST READING.
Question: Shall this Ordinance be FINALLY PASSED?

Present: Supervisors Daly, Ammiano, Dufty, Mirkarimi, Elsbernd

2. 070325 **[Authorizing the collection and use of an additional penalty assessment on criminal fines, penalties, and forfeitures to support emergency medical services]**
Supervisor Daly
Ordinance amending the San Francisco Administrative Code by adding Section 8.42 and amending Section 10.100-195, to authorize the collection and use of an additional penalty assessment on criminal fines, penalties, and forfeitures to support emergency medical services pursuant to SB 1773, and setting an expiration date.
(Public Health Department)

5/8/2007, PASSED ON FIRST READING.
Question: Shall this Ordinance be FINALLY PASSED?

Recommendations of the Rules Committee

Present: Supervisors Ammiano, Elsbernd, Peskin

3. 070482 **[Settlement of Lawsuit - Carl Montgomery]**
Ordinance authorizing settlement of the lawsuit filed by Carl Montgomery against the City and County of San Francisco for $30,000; the lawsuit was filed on August 24, 2004 in San Francisco Superior Court, Case No. 434-032; entitled Carl Montgomery, et al., v. City and County of San Francisco, et al.
(City Attorney)

Question: Shall this Ordinance be PASSED ON FIRST READING?

4. 070509 **[Settlement of Government Claim - San Francisco Forty Niners, Ltd.]**

Ordinance authorizing settlement of the government claim filed by the San Francisco Forty Niners, Ltd., against the City and County of San Francisco, on January 29, 2007, including the execution and delivery of a related rent credit agreement.
(City Attorney)

Question: Shall this Ordinance be PASSED ON FIRST READING?

5. 070485 **[Appointment - Pedestrian Safety Advisory Committee]**

Resolution appointing Catherine Liddell and William Riggs, terms ending March 28, 2008, and Pi Ra, term ending March 28, 2009, to the Pedestrian Safety Advisory Committee.

Catherine Liddell, succeeding Cheryl Brinkman, term expired, seat 1, must be a representative from pedestrian safety organizations, for the unexpired portion of a two-year term ending March 28, 2008.
Pi Ra, succeeding Anna Zacher, term expired, seat 2, must be a representative from pedestrian safety organizations, for the unexpired portion of a two-year term ending March 28, 2009.
William Riggs, succeeding Brian Canevari, resigned, seat 11, must represent the public at-large, for the unexpired portion of a two-year term ending March 28, 2008.

Question: Shall this Resolution be ADOPTED?

6. 070567 **[Appointment - Commission of Animal Control and Welfare]**

Resolution appointing Philip Gerrie, Dr. Pam Hemphill, Sally Stephens, and Andrea Brooks, terms ending April 30, 2009, to the Commission of Animal Control and Welfare.

Philip Gerrie, succeeding Gerald Yeager, term expired, seat 3, must be a member representing the general public having interest and experience in animal matters, for the unexpired portion of a two-year term ending April 30, 2009.
Dr. Pam Hemphill, succeeding William Hamilton, term expired, seat 4, must be a member representing the general public having interest and experience in animal matters, for the unexpired portion of a two-year term ending April 30, 2009.
Sally Stephens, succeeding Sherri Franklin, term expired, seat 5, must be a member representing the general public having interest and experience in animal matters, for the unexpired portion of a two-year term ending April 30, 2009.
Andrea Brooks, succeeding Richard Schulke, term expired, seat 6, must be a member representing the general public having interest and experience in animal matters, for the unexpired portion of a two-year term ending April 30, 2009.

Question: Shall this Resolution be ADOPTED?

7. 070568 **[Appointment - Children and Families First Commission]**

Resolution appointing Nancy Lim-Yee, Suzanne Giraudo, and Dr. Shannon Thyne, terms ending April 29, 2011, to the Children and Families First Commission; residency requirement waived.

Question: Shall this Resolution be ADOPTED?

Questions on the Consent Agenda are on final passage, first reading, or adoption, as indicated:

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendation of the Budget and Finance Committee

Present: Supervisors Daly, Ammiano, Dufty, Mirkarimi, Elsbernd

8. 070451 [Public Employment - Department of Economic and Workforce Development]
Mayor
Ordinance amending Ordinance No. 203-06 (Annual Salary Ordinance 2006-2007) to reflect the creation of one (1) new position in the Department of Economic and Workforce Development.
(Supervisor Elsbernd dissented in committee.)

5/8/2007, PASSED ON FIRST READING.
Question: Shall this Ordinance be FINALLY PASSED?

NEW BUSINESS

Recommendations of the Budget and Finance Committee

Present: Supervisors Daly, Ammiano, Dufty, Mirkarimi, Elsbernd

9. 070456 [Public Employment and Accept-Expend Grant - HIV/AIDS Statistics and Epidemiology]
Supervisors Dufty, Ammiano
Ordinance amending Ordinance No. 203-06 (Annual Salary Ordinance FY 2006-2007) to reflect the addition of 1 positions (.125 FTE) in the Department of Public Health (DPH) – AIDS Office, and authorizing DPH to retroactively accept and expend a grant in the amount of $373,619 from the Department of Health and Human Services, National Institutes of Health and to approve three contracts with the following agencies: ISIS Inc., The University of Pittsburgh, and PHFE Management Solutions for the period of January 1, 2007 through December 31, 2007.

Question: Shall this Ordinance be PASSED ON FIRST READING?

10. 070346 [Use of Rincon Hill In Lieu Fees]
Supervisor Daly
Resolution approving a plan submitted by the Mayor's Office of Housing for the use of in lieu fee payments imposed on residential development in the Rincon Hill Area and approving the expenditure of those funds pursuant to Section 827(b)(5)(E) of the Planning Code.
(Fiscal Impact.)

Question: Shall this Resolution be ADOPTED?

11. 070385 **[Approval of an historical property contract for 1080 Haight Street ("John C. Spencer House")]**
Supervisor Peskin
Resolution under Chapter 71 of the San Francisco Administrative Code, approving an historical property contract between Fellmore Management LLC, the owner of 1080 Haight Street ("John C. Spencer House"), and the City and County of San Francisco; authorizing the Director of Planning and the Assessor to execute the historical property contract.

Question: Shall this Resolution be ADOPTED?

12. 070393 **[Sale of Vacant Real Property Located at 849 Cesar Chavez Street, San Francisco, California (Lot 5 in Assessor's Block 4357]**
Resolution authorizing the sale of vacant land, located at 849 Cesar Chavez Street, under the jurisdiction of the San Francisco Public Utilities Commission to Gaehwiler; adopting findings that the conveyance is in conformity with the City's General Plan and is consistent with the Eight Priority Policies of City Planning Code Section 101.1; adopting findings pursuant to the California Environmental Quality Act; ratifying acts and authorizing actions in furtherance of this resolution; and authorizing the Director of Property to execute documents, make certain modifications and take certain actions in furtherance of this resolution.
(Real Estate Department)

Question: Shall this Resolution be ADOPTED?

13. 070503 **[Issuance and Sale of Tax-Exempt Bonds - Pacific Institute]**
Supervisor Mirkarimi
Resolution approving the issuance and sale of tax-exempt bonds by the ABAG Finance Authority for Nonprofit Corporations in an aggregate principal amount not to exceed $32,000,000 to finance the acquisition and construction of improvements to and equipping of senior residential care facilities owned by Pacific Institute or an affiliate.

Question: Shall this Resolution be ADOPTED?

14. 070543 **[Multifamily Housing Revenue Bonds - 275 10th Street Supportive Housing]**
Supervisor Daly
Resolution declaring the intent of the City and County of San Francisco (the "City") to reimburse certain expenditures from proceeds of future bonded indebtedness; authorizing the Director of the Mayor's Office of Housing (the "Director") to submit an application and related documents to the California Debt Limit Allocations Committee ("CDLAC") to permit the issuance of qualified mortgage revenue bonds in an aggregate principal amount not to exceed $25,000,000 for 275 10th Street Supportive Housing; authorizing and directing the Director to direct the Controller's Office to hold in trust an amount not to exceed $100,000 in accordance with CDLAC procedures; authorizing the Director to certify to CDLAC that the City has on deposit the required amount; authorizing the Director to pay an amount equal to such deposit to the State of California if the City fails to issue the qualified mortgage revenue bonds; approving, for purposes of the Internal Revenue Code of 1986, as amended, the issuance and sale of mortgage revenue bonds by the City in an aggregate principal amount not to exceed $25,000,000; authorizing and directing the execution of any documents necessary to implement this Resolution; and ratifying and approving any action heretofore taken in connection with the Project (as defined herein) and the Application (as defined herein).

Question: Shall this Resolution be ADOPTED?

Present: Supervisors Daly, Dufty, Mirkarimi, Elsbernd

15. 070455 [Public Employment and Accept-Expend Grant - Improving Primary Care]
Supervisor Dufty
Ordinance amending Ordinance No. 203-06 (Annual Salary Ordinance FY 2006-2007) to reflect the addition of 4 positions (.72) FTE, in the Department of Public Health (DPH) – Primary Care, and authorizing DPH to retroactively accept and expend a grant in the amount of $241,225 from the California HealthCare Foundation for the period of March 15, 2007 through December 14, 2007.

Question: Shall this Ordinance be PASSED ON FIRST READING?

Present: Supervisors Daly, Ammiano, Dufty, Elsbernd

16. 070457 [Public Employment and Accept-Expend Grant - DPH to Expand Oral Health Services]
Supervisor Dufty
Ordinance amending Ordinance No. 203-06 (Annual Salary Ordinance FY 2006-2007) to reflect the addition of 6 positions (1.05 FTEs) in the Department of Public Health – Tom Waddell Health Center (DPH – TWHC), and authorizing DPH to retroactively accept and expend a grant in the amount of $1,841,000 from Tenderloin Health to participate in a project to expand oral health services for homeless individuals infected with HIV disease in San Francisco's Tenderloin district, for the period of April 1, 2007 through December 31, 2011.

Question: Shall this Ordinance be PASSED ON FIRST READING?

Present: Supervisors Daly, Ammiano, Dufty, Mirkarimi

17. 070394 [Agreement to Purchase 4-8 Guy Place]
Resolution approving and authorizing an agreement for the purchase of real property located on 4-8 Guy Place (Lot 005, Block 3749), for public open space for a purchase price of $1,800,000; adopting findings that the conveyance is exempt from Environmental Review and is consistent with the City's General Plan and Eight Priority Policies of City Planning Code Section 101.1; and authorizing the Director of Property to execute documents, make certain modifications and take certain actions in furtherance of this resolution.
(Real Estate Department)
(Fiscal Impact.)

Question: Shall this Resolution be ADOPTED?

Recommendation of the Land Use and Economic Development Committee

Present: Supervisors Maxwell, Sandoval, Dufty

18. 070544 **[Endorsing a Conceptual Framework for the Redevelopment of Candlestick Point and the Hunters Point Shipyard, and Authorizing Environmental Review and Planning]**
Supervisor Maxwell
Resolution endorsing a Conceptual Framework for the creation of a mixed-use development on Candlestick Point and Hunters Point Shipyard that includes the possibility of a new state-of-the art stadium for the San Francisco 49ers and that will provide parks and open space, jobs, affordable housing and other tangible economic and public benefits for the Bayview Hunters Point community as soon as possible; making a determination that the proposed mixed-use redevelopment project as described in the Conceptual Framework is feasible for purposes of commencing environmental review; and urging City staff and the Redevelopment Agency to proceed with environmental review and planning work, including significant community review and input, in conjunction with the Lennar Corporation, for the proposed redevelopment project.

Question: Shall this Resolution be ADOPTED?

Recommendations of the Rules Committee

Present: Supervisors Ammiano, Elsbernd, Peskin

19. 070082 **[Pedestrian Safety Advisory Committee - Membership]**
Supervisor Jew
Ordinance amending the San Francisco Administrative Code by amending Article IV, Sections 5.20 to reconstitute the membership of the Pedestrian Safety Advisory Board and making clerical, corrective changes.

Question: Shall this Ordinance be PASSED ON FIRST READING?

20. 061700 **[Establishing the Peak Oil Awareness Task Force]**
Supervisor Mirkarimi
Resolution establishing the Peak Oil Preparedness Task Force in order to coordinate the assessment of the City of San Francisco's vulnerability to energy price shocks and to determine appropriate measures to mitigate municipal vulnerability, and to draft a comprehensive response plan for recommendation to the Board of Supervisors.

Question: Shall this Resolution be ADOPTED?

CALLED FROM THE BUDGET & FINANCE COMMITTEE

(Pending Approval of File No. 070620)

21. **070526** **[Public Employment - Administrative Services (ADM)]**
Mayor
Ordinance amending Ordinance No. 203-06 (Annual Salary Ordinance FY 2006-2007) to reflect the proposed change to Administrative Services (ADM) staffing by decreasing total staffing by 1.00 FTE. (Mayor)

5/8/2007, CALLED FROM COMMITTEE. Pursuant to Rule 5.32, Supervisor Dufty called this measure from the Budget and Finance Committee.

Question: Shall this Ordinance be PASSED ON FIRST READING?

SPECIAL ORDER 3:30 P.M - Recognition of Commendations

COMMITTEE REPORTS

Reports from committees, if any, recommending emergency or urgent measures.

The following items will be considered by the Budget and Finance Committee at a Special Meeting on Wednesday May 14, 2007 at 2:00 p.m. The Chair intends to request the Committee to send the following items to the Board as a committee report on Tuesday, May 15, 2007.

22. **070538** **[Public Employment - Human Services Agency]**
Supervisor Daly
Ordinance amending Ordinance No. 203-06 (Annual Salary Ordinance FY 2006-2007) to reflect the proposed changes to the Human Services Agency (DSS) and the Department of Public Healh (DPH) staffing by increasing total staffing by 9.00 positions (0.36 FTE).
(Fiscal Impact.)

Question: Shall this Ordinance be PASSED ON FIRST READING?

23. 070540 **[Appropriating $19,719,628, for Children, Senior and Disabled Programs for 2006-2007; Amending File Number 070407 to Deappropriate $15,830,000 General Fund and Appropriate $15,830,000 Rainy Day Reserve.]**

Supervisor Daly

Ordinance appropriating total sources of $19,719,628, including $17,646,834 of Unappropriated General Fund Balance, $1,930,000 of Unappropriated Children's Fund Balance, $125,000 of Food Stamps Employment and Training Funds and $17,794 of SB 90 State Mandated Costs Fund; and appropriating total uses of $19,719,628, including $6,240,000 to the Department of Children, Youth and Their Families, $7,280,628 to the Human Services Agency, $705,000 to the Department of Public Health, $350,000 to the Mayor's Office of Disability, $1,900,000 to the Mayor's Office of Community Development, $1,244,000 to the Mayor's Office of Housing and $2,000,000 to the Department of Recreation and Park for various programs for Children, Youth, Families, Seniors and People with Disabilities for Fiscal Year 2006-2007, and Amending Ordinance _____, File Number 070407, to Deappropriate $15,830,000 of General Fund Balance and Appropriate $15,830,000 of Rainy Day Reserve--Capital and One-Time Spending. All funds appropriated below, excluding salaries and mandatory fringe benefits, are placed on reserve pending release by the Budget and Finance Committee.

(Fiscal Impact.)

Question: Shall this Ordinance be PASSED ON FIRST READING?

24. ROLL CALL FOR INTRODUCTIONS

Roll call for introduction of ordinances, resolutions, charter amendments, requests for hearings, letters of inquiry, letters of request to the City Attorney and Board Members' reports on their regional body activities.

25. PUBLIC COMMENT

An opportunity for members of the public to directly address the Board on items of interest to the public that are within the subject matter jurisdiction of the Board, including items being considered today which have not been considered by a Board committee and excluding items which have been considered by a Board committee. Members of the public may address the Board for up to three minutes. Each member of the public will be allotted the same number of minutes to speak, except that public speakers using translation assistance will be allowed to testify for twice the amount of the public testimony time limit. If simultaneous translation services are used, speakers will be governed by the public testimony time limit applied to speakers not requesting translation assistance. The President or the Board may limit the total testimony to 30 minutes.

Members of the public who want a document placed on the overhead for display should clearly state such and subsequently remove the document when they want the screen to return to live coverage of the meeting.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures are introduced for adoption without committee reference. A unanimous vote is required for adoption of a resolution today. Any Supervisor may require any resolution to go to committee.

Items 26 through 39

26. 070620 **[Calling File No. 070526 from the Budget and Finance Committee]**

Supervisor Dufty

Motion to call File No. #070526 – (Ordinance amending Ordinance No. 203-06, Annual Salary Ordinance FY 2006-2007, to reflect the proposed changes to Administrative Services staffing by decreasing total staffing by 1.00 FTE) - from the Budget and Finance Committee to be heard by the Full Board of Supervisors on May 15th, 2007 .

5/8/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

27. 070634 **[Zoning-Extension of Planning Commission review period]**

Supervisor McGoldrick

Resolution extending by an additional 90 days the prescribed time within which the Planning Commission may render its decision on a proposed ordinance to amend Planning Code Sections 315.3 and 315.6 of the Residential Inclusionary Affordable Housing Program to extend the requirements of the Program from all housing projects of five (5) units or more to all housing projects of two (2) units or more.

5/8/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

28. 070635 **[Commending Scott Shaw]**

Supervisor Peskin

Resolution commending Scott Shaw for 30 years of dedicated service in the Department of Public Works in the City and County of San Francisco.

5/8/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

29. 070636 **[Commending Richard Schulke]**

Supervisor Peskin

Resolution commending Richard Schulke for his advocacy, leadership, and persistent efforts to improve the welfare of animals in the City and County of San Francisco.

5/8/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

30. 070637 **[Public Works Week - May 20 through May 26, 2007]**
Supervisor Peskin
Resolution proclaiming May 20 through 26, 2007 as Public Works Week in San Francisco.

5/8/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

31. 070638 **[Commending Sherri Franklin]**
Supervisor Peskin
Resolution commending Sherri Franklin for her inspiring leadership and devotion to improving the welfare of animals in the City and County of San Francisco.

5/8/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

32. 070639 **[School Patrol Day - May 17, 2007]**
Supervisor Peskin
Resolution proclaiming May 17, 2007 as AAA School Safety Patrol Day in San Francisco.

5/8/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

33. 070640 **[Black Cat Café Plaque for 710 Montgomery Street]**
Supervisor Peskin
Resolution authorizing the placement of a plaque in the sidewalk in front of 710 Montgomery Street to honor the Black Cat Café.

5/8/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

34. 070641 **[Gift to City of travel from Chamber of Commerce for 2007 CityTrip]**
Supervisor Peskin
Resolution accepting a gift of airfare, accommodations and conference fees valued in an amount of $16,800 from the San Francisco Chamber of Commerce for four City officials or employees to join the Chamber on its 2007 CityTrip to Boston.

5/8/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

35. 070642 **[Urging swift passage of Assembly Bill 102]**
Supervisor Ammiano
Resolution supporting and urging the swift passage of AB 102, the Name Equality Act.

5/8/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

36. 070645 [Proclaiming May 16, 2007 as Livestrong Day]

Supervisor Mirkarimi

Resolution proclaiming May 16, 2007 as Livestrong Day in the City and County of San Francisco and commending the Lance Armstrong Foundation's annual grassroots initiatives to unite people affected by cancer.

5/8/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

37. 070610 [Final Map - 2161 Sutter Street]

Motion approving Final Map 3866, a 116 Unit Residential Condominium Project, located at 2161 Sutter Street, being a merger and resubdivision of Lot 5 and those lots shown on "MAP OF 2000 POST STREET, PHASE 1" recorded in Book 26 of CONDOMINIUM MAPS, page 26 in Assessors Block No. 0682 and adopting findings pursuant to the General Plan and City Planning Code Section 101.1.
(Public Works Department)

5/7/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

38. 070611 [Final Map - 1390 Market Street]

Motion approving Final Map 3859, a One Residential Unit and Four Commercial Unit Mixed-Use Condominium Project, located at 1390 Market Street being a subdivision of Lot 6 in Assessors Block No. 0813 and adopting findings pursuant to the General Plan and City Planning Code Section 101.1.
(Public Works Department)

5/7/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

39. 070612 [Final Map - 4200 18th Street]

Motion approving Final Map 4037, a 15 Unit Commercial Condominium Project, located at 4200 18th Street being a subdivision of Lot 052 in Assessors Block No. 2648 and adopting findings pursuant to the General Plan and City Planning Code Section 101.1.
(Public Works Department)

5/7/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

*Questions on the For Adoption Without Committee Reference Agenda:*_____

40. IMPERATIVE AGENDA

Resolution(s), if any, to be adopted within limits imposed by the Sunshine Ordinance and the Ralph M. Brown Act, introduced today, not on the printed agenda. For such resolutions to be considered, the Board must first adopt the Serious Injury Finding or the Purely Commendatory Finding and the Brown Act Finding. Each motion requires 8 votes or a unanimous 6 or 7. A unanimous vote is required for the resolution(s).

[Serious Injury Finding]
Motion that the Board find that for the resolution(s) being considered at this time "the need to take action is so imperative as to threaten serious injury to the public interest if action is deferred to a later meeting."

[Purely Commendatory Finding]
Motion that the Board find that the resolution(s) being considered at this time are purely commendatory.

[Brown Act Finding]
Motion that the Board find by roll call vote that for the resolutions being considered at this time there is a need to take immediate action and the need to take action came to the attention of the City and County of San Francisco after the agenda was posted.

OFF-AGENDA LEGISLATION

PROPOSED ORDINANCES

Proposed ordinances received from May 1, 2007 through May 7, 2007, for reference by President to appropriate committee on May 15, 2007.

070598 **[[Partial Settlement of Lawsuit - AON Risk Services of New York, Inc.]**
Ordinance authorizing settlement of the lawsuit filed by the City and County of San Francisco against Aon Risk Services of New York, Inc. for $220,000; San Francisco's causes of action against AON were filed on February 15, 2006, and constitute part of the coordinated proceeding entitled Jail No. 3 Replacement Project Cases, JCCP Case No: 4422, venued in San Mateo Superior Court; other material terms of said settlement are that San Francisco and AON will execute a mutual release, San Francisco will execute and file dismissals of all claims with prejudice, San Francisco and AON will each bear their own fees and costs of suit, AON will provide reasonable cooperation to San Francisco in regards to evidence that San Francisco may need for the case against ACMI and its related entities in the on-going litigation, and the settlement does not constitute an admission of liability regarding any claim.
(City Attorney)

5/7/2007, RECEIVED AND ASSIGNED to Rules Committee.

070599 **[Settlement of Lawsuit - Coast Marine Industrial Supply, Inc.]**
Ordinance authorizing settlement of the lawsuit filed by the City and County of San Francisco against Coast Marine Industrial Supply, Inc. for $30,500; the lawsuit was filed on August 3, 2005 in San Francisco Superior Court, Case No. 443-691; entitled City and County of San Francisco, et al. v. Coast Marine Industrial Supply, Inc., et al.
(City Attorney)

5/7/2007, RECEIVED AND ASSIGNED to Rules Committee.

070601 **[Payment of Criminal Justice Reward]**
Ordinance authorizing payment of a $25,000 reward to John Doe for supplying information leading to the arrest and conviction of Joseph Stevens in the shooting deaths of Dernae Wysinger and Naemon Wysinger.
(Mayor)

5/4/2007, RECEIVED AND ASSIGNED to Budget and Finance Committee.

PROPOSED RESOLUTIONS

Proposed resolutions received from May 1, 2007 through May 7, 2007, for reference by President to appropriate committee on May 15, 2007.

070600 **[Settlement of Administrative Civil Liability Complaint - San Francisco Water Quality Control Board]**
Resolution approving the settlement of the unlitigated administrative civil liability complaint filed by the San Francisco Bay Regional Water Quality Control Board against San Francisco imposing a penalty of $626,000; and alternatively approving an environmental mitigation project, subject to approval of the Regional Water Quality Control Board, in the amount not to exceed $582,000, plus payment of a $44,000 penalty.
(City Attorney)

5/7/2007, RECEIVED AND ASSIGNED to Rules Committee.

PROPOSED MOTIONS

None

070646 [Petition and Communications]

Petitions and Communications received from May 1, 2007 through May 7, 2007 for reference by the President to May 15, 2007.

From Municipal Transportation Agency, submitting San Francisco Municipal Railway (MUNI) Overtime Justification report pursuant to Administrative Code Section 18.13-1 for the Municipal Transportation Agency. (1)

From Seligman Family, submitting appreciation to the Clerk of the Board for her expression of condolence for their mother Mary Katherine Seligman. (2)

From Department of Building Inspection, regarding status on the review of the building permit status of the list of Medical Cannabis Dispensaries provided by the Department of Public Health. (Reference 20070327-005) Copy: Supervisor Alioto-Pier (3)

From Recreation and Park Department, submitting 3rd quarter status report of Fiscal Year 2006-2007 in response to the requirements of Resolution 157-99 Lead Poisoning Prevention for the Recreation and Park Department. (4)

From Mayor's Office of Public Policy and Finance, submitting Mayor's proposed May budget 2007-2008 pursuant to San Francisco City Administrative Code 3.3c. (5)

From San Francisco Bicycle Coalition, submitting support for AB 1358, the California Complete Streets Act of 2007. File 070550, Copy: Each Supervisor (6)

From Rodrigo Venegas, submitting support for the proposed Wi-Fi agreement with Google and Earthlink. File 070077, 2 letters (7)

From Kimo Crossman, regarding an immediate disclosure request from the Clerk of the Board regarding Sunshine Ordinance Task Force office hours. 2 letters (8)

From Tom Cunha, commenting on an article published regarding Christian teenagers. (9)

From John Master, commenting on Supervisor Daly's recent comments regarding the Mayor's new Community Court idea. Copy: Supervisor Daly (10)

From John Boling, commenting on the AF Evans gay and lesbian senior housing project. Copy: Supervisor Mirkarimi (11)

From Department of Building Inspection, regarding status on review of the building permit status of the list of Medical Cannabis Dispensaries provided by the Department of Public Health. (Reference 20070327-005) (12)

From concerned citizens, submitting support for the implementation of Community Choice energy in San Francisco. 17 letters (13)

From Department of Public Health. submitting Quarterly AIDS Surveillance Report for AIDS cases reported through March 2007. (14)

From Office of the Controller/City Services Auditor, submitting report concerning the monitoring of non-profit organizations that received Federal funding through the Department of Public Health. (15)

From Michael Leslie, commenting on STOP (Stimulant Treatment Outpatient Program) possibly being cut due to budgeting issues. (16)

From Supervisor Daly, responding to constituent regarding the Mayor's press release on his new

Community Court idea. (17)

From Tony Haze, commenting on the Conan O'Brien show being held in San Francisco. (18)

From James Chaffee, commenting on the Library Preservation Fund. (19)

From Frank Evansco, commenting on MUNI's failure to notify passengers of service problems on the T-Third line when they occur. Copy: Municipal Railway (20)

From Janette Barroca, regarding immigration issues. (21)

From Northern California Golf Association, submitting support for the continued operation of Sharp Park Golf Course. Copy: Each Supervisor (22)

From Art Olguin, Ph.D, commenting on why he is canceling his plans to visit San Francisco. 2 letters (23)

From Fire Department, submitting Fire/Life Safety Inspection Report, Adult/Juvenile Detention Facilities for the Tenderloin and Northern Police Stations. (24)

From Department of Public Health, submitting annual list of membership organizations for Fiscal Year 2007-2008 as required by the San Francisco Administrative Code Section 16.6 for the Department of Public Health. (25)

From Danielle and Patrick Collins, requesting response from Supervisor Dufty to provide details regarding the May 25, 2007 meeting. Copy: Supervisor Dufty (26)

From Juvenile Probation Department, requesting the release of two (2) reserves placed on the Juvenile Probation Department (JPD) salaries ($24,000), related benefits ($3,406), and overtime ($49,523). (27)

From Francisco Da Costa, commenting on issues with Lennar BVHP LLC. (28)

From concerned citizens, submitting support for the implementation of Community Choice energy in San Francisco. 12 letters (29)

Ahimsa Porter Sumchai, commenting on the Restorative Advisory Board of the Hunters Point Shipyard. (30)

From Department of California Highway Patrol, submitting response to Board of Supervisors' Resolution No. 620-06, dated October 24, 2006 authorizing the San Francisco Fire Department ambulances to be exempt from requirement to carry spare tire and jack. Copy: Fire Department (31)

From Municipal Transportation Agency, regarding status on the feasibility of installing pedestrian signals at 9th Avenue and Judah and 9th Avenue and Irving; a crosswalk at the intersection of 12th Avenue and Judah and ADA cutouts at 9th Avenue and Irving. (Reference 20070417-003) Copy: Supervisor Mirkarimi (32)

From J & K Pillars, commenting on San Francisco becoming a sanctuary city for illegal immigrants. (33)

From Office of the Controller/City Services Auditor, submitting report concerning the review of U Threads, Inc. (tenant) which operates two collegiate apparel stores at the San Francisco International Airport. (34)

From Airport Commission, submitting request for waiver of Administrative Code 12B and 12C for Chevron USA, Inc. for the Auto Shop at the San Francisco International Airport for roadside repairs and for fueling City owned vehicles that have traveled out of the area on City business. (35)

From Escobar Advocate, submitting the settlement agreement between Asian Law Caucus and San Francisco Housing Authority pertaining to the discrimination against Asians in 1995. (36)

From Office of the Controller, submitting Fiscal Year 2007-2008 report on 911 Access Lines and fees pursuant to San Francisco Business and Tax Regulation Code 755.1. (37)

From Office of the Controller, submitting Fiscal Year 2006-2007 9-month budget status report based on sources of funds received and uses of funds expended from July 1, 2006 through March 31, 2007. (38)

From Francisco Da Costa, commenting on the Restoration Advisory Board to the Hunters Point Shipyard. (39)

From Francisco Da Costa, commenting on the Trans Bay Cable Project. (40)

From Francisco Da Costa, commenting on many issues regarding public safety in San Francisco. (41)

From Francisco Da Costa, submitting copy of email to Juvenile Probation requesting statistics of youth incarceration at the Youth Guidance Center during the prior 9 months. (42)

From Troy Nickol, commenting on his afternoon commute on May 3, 2007 which took him over 1 hour to reach his home after he left his office. Copy: Municipal Railway (43)

From Eric Brooks, submitting an article regarding Earthlink pulling back on its free WiFi roll out in many cities. (44)

From Lance Sultzbaugh, submitting opposition to the acquisition of 8 Guy Place as a park. (45)

From Dr. Ahimsa Porter Sumchai, commenting on a request for an investigation by the environmental division of the District Attorneys office of Lennar Corporation's construction activities on Parcel A of the Hunters Point Naval Shipyard. 2 letters (46)

From Dr. Ahimsa Porter Sumchai, commenting on issues with homes built by Lennar Corporation. (47)

From Christopher Greenspan, submitting opposition to the proposed construction of two 5-story buildings on Valencia Street between 18th and 19th Streets. (48)

From Municipal Transportation Agency, regarding status on the feasibility of a crosswalk at the intersection of Steiner Street and Laussat. (Reference 20070410-017) Copy: Supervisor Mirkarimi (49)

From Probation Department, submitting copy of response to constituent regarding a request for statistics of youth incarcerated at the Youth Guidance Center during the prior 9 months. (50)

From Dave Allen, commenting on several issues regarding San Francisco current policies. (51)

From concerned citizens, urging the Board to take action and readdress items in the Medical Cannabis Dispensary legislation and support the non-binding resolution for compassionate care for low income patients. (52)

From Joanne Cannell, urging the Board not to prohibit feeding the parakeets in Ferry Park. (53)

From Mike Lynch, submitting support for the proposed Wi-Fi agreement with Google and Earthlink. File 070077, Copy: Each Supervisor (54)

From concerned citizens, urging the Board to find a humane method of dealing with the African clawed frogs residing in Golden Gate Park's lily pond. 43 letters (55)

From concerned citizens, submitting support for the Plastic Bag Reduction Ordinance. File 070085, Over 100 letters (56)

APPOINTMENTS BY THE MAYOR

War Memorial Board of Trustees
Belva Davis
Major General James Michael Myatt, USMC (Ret.)

Commission on the Environment
Jane Martin
Darian Rodriquez Heyman

Human Services Commission
Anita Martinez

Commission on Aging
Lucy Fisher
Edna James

Taxi Commission
Tom Oneto

ADJOURNMENT

Legislation Pending Under the "30 Day Rule"

These items may not be heard by Committee until the date in the right hand column.

As Revised May 10, 2007

Rule 5.40 provides that when an ordinance or resolution is introduced which would create or revise major city policy, the committee to which the legislation is assigned shall not consider the legislation until at least thirty days after the date of introduction. The provisions of this rule shall not apply to the routine operations of the departments of the City or when a legal time limit controls the hearing timing. In general the rule shall not apply to hearings to consider subject matter when no legislation has been presented, nor shall the rule apply to resolutions which simply urge action to be taken.

Ordinance describing the limits in existing redevelopment plans on acquisition of real property by the Redevelopment Agency of the City and County of San Francisco through the use of eminent domain, in compliance with a new requirement of the California Community Redevelopment Law.	070628	Land Use and Economic Development Committee	Peskin	5/8/07	6/8/07
Ordinance amending Section 315.4 to provide for a new alternative to meeting the requirements of the Residential Inclusionary Affordable Housing Ordinance; adding Section 315.6A to provide that a project sponsor may pay the amount of the in lieu fee to a qualifying nonprofit entity to acquire and rehabilitate units as permanently affordable rental housing if the number of resulting units will be 25% higher than the amount provided under the existing off-site alternative; and making findings, including findings under the California Environmental Quality Act.	070623	Land Use and Economic Development Committee	Daly	5/8/07	6/8/07
Ordinance amending Planning Code Sections 7903.355, 249.5, 781.8, 782, and 783 to remove grocery stores and other similar uses from prohibitions placed on the establishment of liquor stores in certain districts; and making environmental findings and findings of	070617	Land Use and Economic Development Committee	Alioto-Pier	5/8/07	6/8/07

consistency with the General Plan and priority policies of Planning Code Section 101.1.					
Charter amendment (First Draft) to add a new Section 4.121.5 and amending Sections 4.130, D3.750-4, and F1.104, to create a Public Works Commission and establish its powers and duties, authorize the Mayor to appoint the Director of Public Works, and require the Controller to conduct a performance audit of the Department of Public Works every three years, and by amending Section 9.113.5, to allocate one-tenth of any excess General Fund revenues in any given year, as defined in the Rainy Day Reserve amendment, to street repair and reconstruction.	070588	Rules Committee	Sandoval	5/1/07	6/1/07
Charter amendment (First Draft) to add Section 16.126 to: establish a San Francisco Homicide Prevention Plan and Homicide Prevention Planning Council; create a Survivors' Advocate and a City fund to help pay specified expenses for survivors of homicide victims; establish a Violence Prevention Fund and appropriate an additional $10 million per year for the next three years to fund violence prevention programs identified in the Plan; and, set a expiration date.	070587	Rules Committee	Daly	5/1/07	6/1/07
Ordinance amending the San Francisco Administrative Code by amending Section 41D.4, to require that individuals engaged in "get out the vote" activities be provided access to Residential Hotels as visitors of guests and occupants, on the same	070590	Land Use and Economic Development Committee	Mirkarimi	5/1/07	6/1/07

basis as any other visitor under the Uniform Visitor Policy.					
Ordinance amending Section 12.12 of the Park Code to increase fees at the Harding Park golf course by fifteen percent; and to require the Recreation and Park Department to produce a mid-year report on the effect of the increase, and to prepare a three year fiscal viability plan to substantially reduce the General Fund contribution to the golf program.	070589	Budget and Finance Committee	McGoldrick	5/1/07	6/1/07
Ordinance amending Sections 300 and 305 of the Environment Code to prohibit the outdoor use of single feed rodenticides in City Parks.	070586	City Operations and Neighborhood Services Committee	Jew	5/1/07	6/1/07
Ordinance amending San Francisco Planning Code by amending Sectional Map 2 of the Zoning Map of the City and County of San Francisco to change the use classification of Block 1098, Lot 9, located at the northwest corner of Divisadero and O'Farrell Streets, from Small-scale Neighborhood Commercial (NC-2) District to Moderate-scale Neighborhood Commercial (NC3) District; adopting findings, including environmental findings and findings of consistency the General Plan and the Priority Policies of Planning Code Section 101.1	070546	Land Use and Economic Development Committee	Mirkarimi	4/24/07	5/24/07
Draft Ordinance adopting a Community Choice Aggregation Draft Implementation Plan, establishing key aspects of the Community Choice Aggregation program, and	070501	Budget and Finance Committee	Supervisors Ammiano, Mirkarimi	4/17/07	5/17/07

establishing a Community Choice Board of Control to administer program startup activities.					
Draft Ordinance adopting a Community Choice Statement of Intent Pursuant to Public Utilities Code 366.2(c)(4).	070502	Budget and Finance Committee	Supervisors Mirkarimi, Ammiano	4/17/07	5/17/07
Ordinance adopting an ADA Grievance Procedure that includes oversight by the Mayor's Office on Disability, time limits for filing and resolving grievances, investigation by the relevant City department, an appeal process, and an annual report to the Mayor and the Board.	070507	Rules Committee	Supervisor Alioto-Pier	4/17/07	5/17/07

BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO

AGENDA

8:10 a.m. MST
DOCUMENTS DEPT.
MAY 18 2007
SAN FRANCISCO
PUBLIC LIBRARY

Legislative Chamber - Second Floor
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689
Tuesday, May 22, 2007 2:00 PM

Regular Meeting

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63
22/07

AARON PESKIN, PRESIDENT
MICHELA ALIOTO-PIER, TOM AMMIANO, CHRIS DALY,
BEVAN DUFTY, SEAN ELSBERND, ED JEW, SOPHIE MAXWELL,
JAKE McGOLDRICK, ROSS MIRKARIMI, GERARDO SANDOVAL

Kay Gulbengay, Interim Clerk of the Board

Agendas of the Board of Supervisors are available on the internet at www.ci.sf.ca.us/bdsupvrs

BOARD COMMITTEES

Committee Membership	Meeting Days
Budget and Finance Committee Supervisors Daly, Ammiano, Dufty, Mirkarimi, Elsbernd	Wednesday 1:00 PM
City and School District Select Committee Supervisors Dufty, Mirkarimi, Maxwell, Commissioners Kim, Mendoza, Wynns	1st and 3rd Thursday 3:30 PM
City Operations and Neighborhood Services Committee Supervisors McGoldrick, Alioto-Pier, Jew	2nd and 4th Thursday 1:00 PM
Government Audit and Oversight Committee Supervisors Elsbernd, Alioto-Pier, Daly	1st and 3rd Monday 10:00 AM
Land Use and Economic Development Committee Supervisors Maxwell, Sandoval, McGoldrick	Monday 1:00 PM
Public Safety Committee Supervisors Mirkarimi, Maxwell, Dufty	2nd and 4th Monday 10:00 AM
Rules Committee Supervisors Ammiano, Elsbernd, Peskin	1st and 3rd Thursday 10:00 AM

First-named Supervisor/Commissioner is Chair, Second-named Supervisor/Commissioner is Vice-Chair, of the Committee.

Board Meeting Procedures

The Board of Supervisors is the Legislative Body of the City and County of San Francisco. The Board considers ordinances and resolutions, most of which have been the subject of hearings before the standing committees of the board at which members of the public are urged to testify. The full Board does not hold a second public hearing on measures which have been heard in committee.

Board procedures do not permit: 1) persons in the audience to vocally express support or opposition to statements by Supervisors or by other persons testifying; 2) ringing and use of cell phones, pagers and similar sound-producing electronic devices, (Violators may be removed from the meeting room.) 3) signs to be brought into the meeting or displayed in the room; and 4) standing in the Legislative Chamber.

Citizens are encouraged to testify at Board hearings and to write letters to the Board and to its members, City Hall, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102.

USING LAPTOP COMPUTERS FOR PRESENTATIONS: Please contact City Hall Media Services at (415) 554-4933 to coordinate the use of laptop computers for presentations at the meeting. Computers to be used are required to be tested in advance. The presenter should arrive 30 minutes prior to the meeting to connect and test their computer.

THE AGENDA PACKET IS AVAILABLE AT CITY HALL, ROOM 244, RECEPTION DESK. Agendas are available on the internet at www.sfgov.org/site/bdsupvrs_index.asp?id=4383 For information, call (415) 554-5184.

Board meetings are cablecast on SF Cable 26. For video tape copies and scheduling call (415) 557-4293.

Results of each Board meeting can be obtained about a half hour after the end of the meeting by telephoning (415) 554-5555.

Requests for language interpreters at a meeting must be received at least 48 hours in advance of the meeting to help ensure availability. Contact Madeleine Licavoli at (415) 554-7722.

AVISO EN ESPAÑOL: La solicitud para un traductor en una reunion debe recibirse antes de mediodia de el viernes anterior a la reunion. Llame a Erasmo Vazquez (415) 554-4909.

翻譯 *必須在會議前最少四十八小時提出要求*
請電 (415) 554-7701

Disability Access

The Legislative Chamber and the Committee Room in City Hall are wheelchair accessible.

Meetings are real-time captioned and are cablecast open-captioned on SF Cable 26. Assistive listening devices for the Legislative Chamber are available upon request at the Clerk of the Board's Office, Room 244. Assistive listening devices for the Committee Room are available upon request at the Clerk of the Board's Office, Room 244 or in the Committee Room. To request sign language interpreters, readers, large print agendas or other accommodations, please contact Madeleine Licavoli at (415) 554-7722 or (415) 554-5227 (TTY). Requests made at least 48 hours in advance of the meeting will help to ensure availability.

The nearest accessible BART station is Civic Center (Market/Grove/Hyde Streets). Accessible MUNI Metro lines are the J, K, L, M, and N (Civic Center or Van Ness Stations). MUNI bus lines serving the area are the 47 Van Ness, 9 San Bruno, and the 6, 7, 71 Haight/Noriega. For more information about MUNI accessible services, call (415) 923-6142.

There is accessible parking in the vicinity of City Hall at Civic Center Plaza and adjacent to Davies Hall and the War Memorial Complex. Accessible curbside parking is available on Dr. Carlton B. Goodlett Place and Grove Street.

In order to assist the City's efforts to accommodate persons with severe allergies, environmental illness, multiple chemical sensitivity or related disabilities, attendees at public meetings are reminded that other attendees may be sensitive to perfumes and various other chemical-based scented products. Please help the City to accommodate these individuals.

Know Your Rights Under the Sunshine Ordinance

Government's duty is to serve the public, reaching its decision in full view of the public. Commissions, boards, councils and other agencies of the City and County exist to conduct the people's business. This ordinance assures that deliberations are conducted before the people and that City operations are open to the people's review.

For information on your rights under the Sunshine Ordinance (Chapter 67 of the San Francisco Administrative Code) or to report a violation of the ordinance, contact Frank Darby by mail to Sunshine Ordinance Task Force, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco CA 94102, by phone at (415) 554-7724, by fax at (415) 554-7854 or by email at sotf@sfgov.org

Citizens may obtain a free copy of the Sunshine Ordinance by contacting Mr. Darby or by printing Chapter 67 of the San Francisco Administrative Code on the Internet, at http://www.sfgov.org/sunshine

Lobbyist Registration and Reporting Requirements

Individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [SF Campaign & Governmental Conduct Code Sec. 2.100] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the San Francisco Ethics Commission at 30 Van Ness Avenue, Suite 3900, San Francisco, CA 94102; telephone (415) 581-2300; fax (415) 581-2317; web site www.sfgov.org/ethics

ROLL CALL AND PLEDGE OF ALLEGIANCE

APPROVAL OF MEETING MINUTES

Motion to approve Board Meeting Minutes for April 24, 2007.

AGENDA CHANGES

COMMUNICATIONS

Note: Each item on the Consent or Regular agenda may include the following documents:
1) Legislation
2) Budget Analyst report
3) Legislative Analyst report
4) Department or Agency cover letter and/or report
5) Public correspondence
These items will be available for review at City Hall, Room 244, Reception Desk.

SPECIAL ORDER 2:00 P.M. - Mayor's Appearance Before The Board

(This item will be read at the third regularly scheduled Board meeting of every month)

The following is a time dedicated for the Mayor to discuss with the Board of Supervisors issues pertaining to the governance of the City and County of San Francisco. The Board of Supervisors offers this time for dialogue on the third regularly scheduled Board meeting of every month pursuant to the will of the voters as expressed in Proposition I in November of 2006.

Should the Mayor fail to appear after five minutes of the item being called, the Clerk shall remove the item from the Board's agenda, and the item shall not be considered by the Board. Should the Mayor appear and the Board therefore consider this item, public comment for this item will take place during public comment.

CONSENT AGENDA

All matters listed hereunder constitute a Consent Agenda, are considered to be routine by the Board of Supervisors and will be acted upon by a single roll call vote of the Board. There will be no separate discussion of these items unless a member of the Board so requests, in which event the matter shall be removed from the Consent Agenda and considered as a separate item.

Items 1 through 7

Recommendations of the Budget and Finance Committee

Present: Supervisors Daly, Ammiano, Dufty, Mirkarimi, Elsbernd

1. 070456 **[Public Employment and Accept-Expend Grant - HIV/AIDS Statistics and Epidemiology]**
Supervisors Dufty, Ammiano
Ordinance amending Ordinance No. 203-06 (Annual Salary Ordinance FY 2006-2007) to reflect the addition of 1 positions (.125 FTE) in the Department of Public Health (DPH) – AIDS Office, and authorizing DPH to retroactively accept and expend a grant in the amount of $373,619 from the Department of Health and Human Services, National Institutes of Health and to approve three contracts with the following agencies: ISIS Inc., The University of Pittsburgh, and PHFE Management Solutions for the period of January 1, 2007 through December 31, 2007.

5/15/2007, PASSED ON FIRST READING.
Question: Shall this Ordinance be FINALLY PASSED?

Present: Supervisors Daly, Ammiano, Dufty, Elsbernd

2. 070457 **[Public Employment and Accept-Expend Grant - DPH to Expand Oral Health Services]**
Supervisor Dufty
Ordinance amending Ordinance No. 203-06 (Annual Salary Ordinance FY 2006-2007) to reflect the addition of 6 positions (1.05 FTEs) in the Department of Public Health – Tom Waddell Health Center (DPH – TWHC), and authorizing DPH to retroactively accept and expend a grant in the amount of $1,841,000 from Tenderloin Health to participate in a project to expand oral health services for homeless individuals infected with HIV disease in San Francisco's Tenderloin district, for the period of April 1, 2007 through December 31, 2011.

5/15/2007, PASSED ON FIRST READING.
Question: Shall this Ordinance be FINALLY PASSED?

Recommendations of the City Operations and Neighborhood Services Committee

Present: Supervisors Alioto-Pier, Jew

3. 070454 **[Grant to improve care for patients in San Francisco with anxiety disorders]**
Supervisor Alioto-Pier
Resolution authorizing the San Francisco Department of Public Health, Community Behavioral Health Services (DPH – CBHS) to accept and expend a new 24-month grant in the amount of $377,345, from the Mylan Settlement Fund (State of Connecticut, et al. v. Mylan Laboratories), to provide services for patients with anxiety disorders; for the period of June 1, 2007 through May 31, 2009.

Question: Shall this Resolution be ADOPTED?

4. 070542 **[Accept-Expend Gift - Department of Public Works]**
Supervisor Daly
Resolution authorizing the Department of Public Works (DPW) to accept a gift in the amount of $100,000 from the San Francisco Giants for the services of DPW to install hanging baskets along 3rd Street, plant a ceremonial magnolia tree for Arbor Day on Cesar Chavez Street, assist in the mounting of brackets and banners as it pertains to the All Star Game and provide trees for the Giants Volunteer Day.

Question: Shall this Resolution be ADOPTED?

Recommendations of the Rules Committee

Present: Supervisors Ammiano, Elsbernd, Peskin

5. 070082 **[Pedestrian Safety Advisory Committee - Membership]**
Supervisor Jew
Ordinance amending the San Francisco Administrative Code by amending Article IV, Sections 5.20 to reconstitute the membership of the Pedestrian Safety Advisory Board and making clerical, corrective changes.

5/15/2007, PASSED ON FIRST READING.
Question: Shall this Ordinance be FINALLY PASSED?

6. 070482 **[Settlement of Lawsuit - Carl Montgomery]**
Ordinance authorizing settlement of the lawsuit filed by Carl Montgomery against the City and County of San Francisco for $30,000; the lawsuit was filed on August 24, 2004 in San Francisco Superior Court, Case No. 434-032; entitled Carl Montgomery, et al., v. City and County of San Francisco, et al.
(City Attorney)

5/15/2007, PASSED, ON FIRST READING.
Question: Shall this Ordinance be FINALLY PASSED?

7. 070509 **[Settlement of Government Claim - San Francisco Forty Niners, Ltd.]**
Ordinance authorizing settlement of the government claim filed by the San Francisco Forty Niners, Ltd., against the City and County of San Francisco, on January 29, 2007, including the execution and delivery of a related rent credit agreement.
(City Attorney)

5/15/2007, PASSED, ON FIRST READING.
Question: Shall this Ordinance be FINALLY PASSED?

*Questions on the Consent Agenda are on final passage, first reading, or adoption, as indicated:*_____

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendation of the Budget and Finance Committee

Present: Supervisors Daly, Dufty, Mirkarimi, Elsbernd

8. 070455 [Public Employment and Accept-Expend Grant - Improving Primary Care]
Supervisor Dufty
Ordinance amending Ordinance No. 203-06 (Annual Salary Ordinance FY 2006-2007) to reflect the addition of 4 positions (.72) FTE, in the Department of Public Health (DPH) – Primary Care, and authorizing DPH to retroactively accept and expend a grant in the amount of $241,225 from the California HealthCare Foundation for the period of March 15, 2007 through December 14, 2007.

5/15/2007, PASSED ON FIRST READING.
Question: Shall this Ordinance be FINALLY PASSED?

From the Budget and Finance Committee

9. 070526 [Public Employment - Administrative Services (ADM)]
Mayor
Ordinance amending Ordinance No. 203-06 (Annual Salary Ordinance FY 2006-2007) to reflect the proposed change to Administrative Services (ADM) staffing by decreasing total staffing by 1.00 FTE. (Mayor)

5/8/2007, CALLED FROM COMMITTEE. Pursuant to Rule 5.32, Supervisor Dufty called this measure from the Budget and Finance Committee.
5/15/2007, PASSED ON FIRST READING.
Question: Shall this Ordinance be FINALLY PASSED?

Recommendation of the Land Use and Economic Development Committee

Present: Supervisors Maxwell, Sandoval, McGoldrick

10. 070217 [Zoning - Interim moratorium on installation of microcell equipment]
Supervisors Peskin, Jew, Sandoval, McGoldrick, Maxwell, Daly, Mirkarimi, Ammiano, Dufty, Alioto-Pier, Elsbernd
Urgency Ordinance approving an interim zoning moratorium on installation of microcell equipment for 45 days and making required findings, including findings of consistency with the priority policies of Planning Code Section 101.1 and environmental findings.

3/6/2007, CONTINUED. Continued to April 17, 2007.
4/17/2007, CONTINUED. Continued to May 22, 2007.
Question: Shall this Ordinance be FINALLY PASSED?

NEW BUSINESS

Recommendations of the Budget and Finance Committee

Present: Supervisors Daly, Ammiano, Dufty, Mirkarimi, Elsbernd

11. 070466 **[Public Works Excavation Code]**
Supervisor Mirkarimi
Ordinance amending Public Works Code Sections 2.4.44 and 2.4.46 to delete the street restoration fee and amending Section 2.4.55 to require restoration of all affected lanes for the entire block when 25% or more of the block's length is excavated to extend to the time required for backfill, replacement of pavement base, and finished pavement associated with street restoration from 72 to 120 hours; and making environmental findings.

Question: Shall this Ordinance be PASSED ON FIRST READING?

12. 070488 **[Appropriating $2,345,549 for the Juvenile Hall Youth Guidance Center Replacement Project in the Department of Public Works for Fiscal Year 2006-2007]**
Ordinance appropriating $2,345,549, of which $1,077,589 is from Juvenile Hall Youth Guidance Center Replacement Project Certificates of Participation (COPs) interest earned, $847,960 is from the Reserve for Rainy Day – One-time Spending Account, and $420,000 is from a deappropriation of the Youth Guidance Center facilities maintenance project, to fund Juvenile Hall Youth Guidance Center Replacement Project construction costs in the Department of Public Works for Fiscal Year 2006-2007.
(Public Works Department)
(Fiscal Impact.)
(Supervisor Daly dissented in Committee on the question of appropriating to CON1GAGFACP 096R1 Reserve for Rainy Day - One time spending of $847,960).

Question: Shall this Ordinance be PASSED ON FIRST READING?

13. 070499 **[Public Employment - Department of Human Resources]**
Supervisor Daly
Ordinance amending Ordinance No. 203-06 (Annual Salary Ordinance FY 2006-2007) to reflect the addition of 15 positions (1.20 FTE) at the Department of Human Resources (HRD).
(Fiscal Impact.)

Question: Shall this Ordinance be PASSED ON FIRST READING?

14. 070582 **[Public Employment - Treasurer/Tax Collector]**
Mayor
Ordinance amending Ordinance No. 203-06 (Annual Salary Ordinance FY 2006-2007) to reflect the proposed change to Treasurer/Tax Collector (TTX) staffing by decreasing total staffing by 1.00 position (.04 FTE).

Question: Shall this Ordinance be PASSED ON FIRST READING?

15. 070421 **[Department of Building Inspection Annual Report printing]**

Resolution authorizing the Department of Building Inspection, in accordance with Administrative Code Section 1.56, to expend funds to print 50 copies its fiscal year 2005/06 Annual Report and 50 copies of its fiscal year 2006/07 Annual Report.
(Building Inspection Department)
(Supervisor Daly dissented in Committee.)

Question: Shall this Resolution be ADOPTED?

16. 070424 **[Lease of Real Property at 1212 Market Street]**

Resolution authorizing the lease of 14,472 square feet of space at 1212 Market Street (and also commonly known as 11 Grove Street) for the Department of the Environment.
(Real Estate Department)
(Fiscal Impact.)

Question: Shall this Resolution be ADOPTED?

17. 070483 **[Lease of Real Property at the southwest corner of 13th Street and South Van Ness Avenue]**

Resolution authorizing the lease of a parking lot, containing approximately 78,005 square feet, located at the southwest corner of 13th Street and South Van Ness Avenue.
(Real Estate Department)
(Supervisors Ammiano and Mirkarimi dissented in committee.)
(Fiscal Impact.)

Question: Shall this Resolution be ADOPTED?

18. 070506 **[Lease of Real Property - 1390 Market Street]**

Supervisor Peskin

Resolution authorizing the exercise of an option to extend an approximate 68,783 square foot lease at 1390 Market Street for use by the City Attorney.
(Fiscal Impact.)

Question: Shall this Resolution be ADOPTED?

19. 070545 **[Extension of Agreement with Serco Management Services, Inc.]**

Supervisor McGoldrick

Resolution approving the Fourth Amendment to the agreement between Serco Management Systems, Inc. and the City and County of San Francisco, extending the contract by one year, and raising the not-to-exceed amount of the contract from $50,000,000 to $61,000,000.
(Fiscal Impact.)

Question: Shall this Resolution be ADOPTED?

Recommendations of the City Operations and Neighborhood Services Committee

Present: Supervisors Alioto-Pier, Jew

20. 070467 **[Prohibiting the Feeding of Wild Birds, Including Red-Masked Parakeets]**
Supervisors Peskin, Duffy
Ordinance amending section 486 of the Police Code to specify that the feeding of Red-Masked Parakeets is prohibited.

Question: Shall this Ordinance be PASSED ON FIRST READING?

21. 070607 **[Waiver of temporary street space occupancy fee on May 5, 2007 for Small Business Week Sidewalk Sale]**
Supervisor Jew
Ordinance waiving the fee in Public Works Code Section 724.1(b) for temporary street space occupancy in an additional section of the City on Saturday, May 5, 2007 as part of Small Business Week.

Question: Shall this Ordinance be PASSED ON FIRST READING?

22. 070367 **[City's ADA Transition Plan and Uniform Physical Access Strategy]**
Supervisor Alioto-Pier
Resolution adopting the City's ADA Transition Plan and Uniform Physical Access Strategy.

Question: Shall this Resolution be ADOPTED?

23. 070369 **[Supporting a study to explore small boat storage in the Marina Yacht Harbor]**
Supervisor Alioto-Pier
Resolution supporting a study to explore small boat storage in the Marina Yacht Harbor.

Question: Shall this Resolution be ADOPTED?

SPECIAL ORDER

Board of Supervisors Sitting as a Committee of the Whole

Called From the City Operations and Neighborhood Services Committee

24. 070401 **[San Francisco's Participation in the "Focusing Our Vision" Program of the Regional Agencies]**
Supervisor Daly
Hearing to explore San Francisco's Participation in the "Focusing Our Vision" Program of the Regional Agencies--Association of Bay Area Governments, Metropolitan Transportation Commission, Bay Conservation and Development Commission, and Bay Area Air Quality Management District.

5/1/2007, CALLED FROM COMMITTEE. Pursuant to Rule 5.31, Supervisor Daly called this measure from City Operations and Neighborhood Services Commitee.

5/8/2007, CONTINUED. Continued to May 15, 2007.

Action:_____

SPECIAL ORDER 3:30 P.M - Recognition of Commendations

SPECIAL ORDER 4:00 P.M.

APPEAL PROCEDURES
Board Rule 4.29 provides that public hearings on appeals shall be scheduled for 4pm. If more than one public hearing is scheduled, then the Clerk, in consultation with the President, may determine the order in which the appeals will be scheduled. Second and later appeals may be scheduled at specified times later than 4 pm. An appeal shall not be heard prior to its scheduled time on the calendar, and it may not be called until the Board's consideration of appeals scheduled earlier on the calendar is completed. It is the policy of the Clerk of the Board to schedule multiple appeals in the following order at 4pm:

1. *Appeals where all parties have agreed to request a continuance or a tabling of the appeal.*
2. *Continued appeals from previous Board meetings (continued appeals will be listed in order of those closest to deadlines for Board decision).*
3. *Appeals appearing on the calendar for the first time, in chronological order of receipt by the Clerk.*
4. *Multiple appeals appearing on the calendar may be staggered at times specific, beginning at 4pm.*
5. *Appeals involving participants who have ADA considerations may be set for specific times beginning at 4pm.*

25. 070560 **[Public Hearing - Appeal of Final Environmental Impact Report for Market and Octavia Neighborhood Plan]**

Hearing of persons interested in or objecting to the Planning Commission's April 5, 2007, certification of a Final Environmental Impact Report identified as Planning File No. 2003.0347E, through its Motion No. 17406, for a proposed Market and Octavia Plan, amendments to the San Francisco Planning Code and Zoning Maps, amendments to the San Francisco General Plan, adoption of Urban Design Guidelines, and amendments to the Western Addition A-2 Redevelopment Plan. The Plan area is generally located to the West of the City's Downtown area and includes portions of Civic Center, Hayes Valley, Western Addition, South of Market, Inner Mission, the Castro, Duboce Triangle, Eureka Valley, and Upper Market Neighborhoods of San Francisco. (Appellants: Martin Hamilton on behalf of New College of California, F. Joseph Butler on behalf of the San Francisco Preservation Consortium and Mary Miles representing the Coalition for Adequate Review.)

(Date Filed: 4/25/07; companion measure to Files 060561, 060562, 060563.)

Action:_____

Pursuant to Government Code Section 65009, the following notice is hereby given: if you challenge, in court, the Final Environmental Impact Report described above, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the Board of Supervisors at, or prior to, the public hearing.

(Only one of the following two motions should be approved.)

26. 070561 **[Affirming certification of Market and Octavia Area Plan FEIR]**

Motion affirming the certification by the Planning Commission of the Final Environmental Impact Report for the Market and Octavia Area Plan.

Question: Shall this Motion be APPROVED?

27. 070562 **[Disapproving certification of Market and Octavia Area Plan FEIR]**

Motion disapproving the certification by the Planning Commission of the Final Environmental Impact Report for Market and Octavia Area Plan.

Question: Shall this Motion be APPROVED?

28. 070563 **[Preparation of findings to disapprove certification of the Market and Octavia Area Plan FEIR]**

Motion directing the Clerk of the Board to prepare findings disapproving the certification by the Planning Commission of the Final Environmental Impact Report for the Market and Octavia Area Plan FEIR.

Question: Shall this Motion be APPROVED?

COMMITTEE REPORTS

Reports from committees, if any, recommending emergency or urgent measures.

The following items will be considered by the Rules Committee at its Regular Meeting on Thursday May 17, 2007 at 10:00 a.m. The Chair intends to request the Committee to send the following items to the Board as a committee report on Tuesday, May 22, 2007.

29. 070439 [Appointment - Citizens' General Obligation Bond Oversight Committee]

Resolution appointing Kristin Chu, term ending November 21, 2008, to the Citizens' General Obligation Bond Oversight Committee.

Kristin Chu, succeeding John Hentz, term expired, seat 3, must be active in a community organization, for the unexpired portion of a two-year term ending November 21, 2008.

Question: Shall this Resolution be ADOPTED?

30. 070513 [Urging the California State Legislature to repeal Section 1569.147 of the Health and Safety Code]

Supervisor Ammiano

Resolution urging the California State Legislature to repeal Section 1569.147 of the Health and Safety Code to allow local governments to limit the annual rent increase imposed on occupied units of licensed residential care facilities for the elderly.

4/24/2007, REFERRED to Rules Committee. Supervisor Jew requested this item be severed so that it might be considered separately.
Supervisor Jew requested that this matter be referred to Committee.

Question: Shall this Resolution be ADOPTED?

31. ROLL CALL FOR INTRODUCTIONS

Roll call for introduction of ordinances, resolutions, charter amendments, requests for hearings, letters of inquiry, letters of request to the City Attorney and Board Members' reports on their regional body activities.

32. PUBLIC COMMENT

An opportunity for members of the public to directly address the Board on items of interest to the public that are within the subject matter jurisdiction of the Board, including items being considered today which have not been considered by a Board committee and excluding items which have been considered by a Board committee. Members of the public may address the Board for up to three minutes. Each member of the public will be allotted the same number of minutes to speak, except that public speakers using translation assistance will be allowed to testify for twice the amount of the public testimony time limit. If simultaneous translation services are used, speakers will be governed by the public testimony time limit applied to speakers not requesting translation assistance. The President or the Board may limit the total testimony to 30 minutes.
Members of the public who want a document placed on the overhead for display should clearly state such and subsequently remove the document when they want the screen to return to live coverage of the meeting.

CLOSED SESSION

CONFERENCE WITH CITY'S LABOR NEGOTIATORS

33. 070691 **[Closed Session - Conference with City's Labor Negotiators]**
Supervisor Peskin
Motion that the Board of Supervisors convene in closed session with the City's Labor Relations Negotiators and the Director of Human Resources, for the purpose of reviewing the City's positions in pending labor negotiations with organizations representing City employees.

This closed session is permitted by Government Code Section 54957.6, and San Francisco Administrative Code Section 67.8.

Question: Shall this Motion be APPROVED?

[Elect To Disclose]
Motion that the Board finds it is in the public interest to disclose information discussed in closed session, and directs the President immediately to disclose that information.

[Elect Not to Disclose]
Motion that the Board finds that it is in the best interest of the public that the Board elect at this time not to disclose its closed session deliberations concerning the pending City Labor Negotiations. (Collective Bargaining)

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures are introduced for adoption without committee reference. A unanimous vote is required for adoption of a resolution today. Any Supervisor may require any resolution to go to committee.

Items 34 through 38

34. 070611 **[Final Map - 1390 Market Street]**
Motion approving Final Map 3859, a One Residential Unit and Four Commercial Unit Mixed-Use Condominium Project, located at 1390 Market Street being a subdivision of Lot 6 in Assessors Block No. 0813 and adopting findings pursuant to the General Plan and City Planning Code Section 101.1. (Public Works Department)

5/7/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

5/15/2007, CONTINUED. Supervisor Peskin requested that this item be severed so that it might be considered separately.

Continued to May 22, 2007.

Question: Shall this Motion be APPROVED?

35. 070685 [Issuance and sale of tax-exempt bonds - Hamlin School]

Supervisor Alioto-Pier

Resolution approving the issuance and sale of tax-exempt bonds by the ABAG Finance Authority for Nonprofit Corporations in an aggregate principal amount not to exceed $20,000,000 to finance various capital facilities owned by The Hamlin School or an affiliate.

5/15/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

36. 070686 [Evelyn and Walter Haas, Jr. Fund Commendation]

Supervisor Peskin

Resolution commending the Evelyn and Walter Haas, Jr. Fund for its extraordinary leadership gift to the Presidio.

5/15/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

37. 070687 [Commending Kate Favetti, Executive Officer, Civil Service Commission]

Supervisors Elsbernd, Ammiano, Dufty

Resolution commending Kate Favetti, Executive Officer, Civil Service Commission, upon her retirement after thirty six years of dedicated service.

5/15/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

38. 070688 [Declaring May 23, 2007, James Loyce Jr. Day in San Francisco]

Supervisor Ammiano

Resolution in recognition and appreciation of James Loyce Jr. upon his retirement from service to the City & County of San Francisco, and declaring May 23, 2007 James Loyce Jr. day in San Francisco

5/15/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

*Questions on the For Adoption Without Committee Reference Agenda:*_____

39. IMPERATIVE AGENDA

Resolution(s), if any, to be adopted within limits imposed by the Sunshine Ordinance and the Ralph M. Brown Act, introduced today, not on the printed agenda. For such resolutions to be considered, the Board must first adopt the Serious Injury Finding or the Purely Commendatory Finding and the Brown Act Finding. Each motion requires 8 votes or a unanimous 6 or 7. A unanimous vote is required for the resolution(s).

[Serious Injury Finding]
Motion that the Board find that for the resolution(s) being considered at this time "the need to take action is so imperative as to threaten serious injury to the public interest if action is deferred to a later meeting."

[Purely Commendatory Finding]
Motion that the Board find that the resolution(s) being considered at this time are purely commendatory.

[Brown Act Finding]
Motion that the Board find by roll call vote that for the resolutions being considered at this time there is a need to take immediate action and the need to take action came to the attention of the City and County of San Francisco after the agenda was posted.

PROPOSED ORDINANCES

Proposed ordinances received from May 8, 2007 through May 14, 2007 for reference by the President to appropriate committee on May 22, 2007.

070631 **[Settlement of Lawsuit - U.S. Airways, Inc.]**
Ordinance authorizing the settlement of the bankruptcy claim filed by the City and County of San Francisco, acting by and through its Airport Commission against US Airways, Inc., for the settlement of the unlitigated bankruptcy claim between the Airport and the execution of future Airport leases with US Airways, Inc. with regard to In re: US Airways, Inc. et al., Debtors, Case No. 04-12819 SSM, United States Bankruptcy Court for the District of Virginia; and authorizing settlement of the lawsuit filed by the City and County of San Francisco, acting by and through its Airport Commission against US Airways, Inc., for payment to the Airport of environmental clean-up costs and agreement of a percentage allocation for future clean-up costs with regard to City and County of San Francisco v. ARCO et al., Case No. C-97-2965 MMC (N.D. Cal)
(City Attorney)

5/16/2007, RECEIVED AND ASSIGNED to Rules Committee.

070632 **[Landmark Tree Designation of New Zealand Christmas Tree at 1221 Stanyan Street]**
Ordinance designating the New Zealand Christmas tree in front of 1221 Stanyan Street (Assessor's Block 2664, Lot 008) as a landmark street tree pursuant to Public Works Code Section 810, making findings supporting the designation, and requesting official acts in furtherance of the landmark tree designation.
(Environment)

5/10/2007, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

070647 **[Settlement of Lawsuit - Teri Rouse]**
Ordinance authorizing settlement of the lawsuit filed by Teri Rouse against the City and County of San Francisco for $30,000; the lawsuit was filed on November 10, 2005 in San Francisco Superior Court, Case No. 446-497; entitled Teri Rouse, et al., v. City and County of San Francisco, et al.
(City Attorney)

5/9/2007, RECEIVED AND ASSIGNED to Rules Committee.

070657 **[Repealing expired and superceded provision establishing Heavy Truck Loading Zones]**
Ordinance amending the San Francisco Traffic Code by repealing expired Section 33.3.1 establishing heavy truck loading zones, and making a conforming change to Section 132 to eliminate the penalty for violating Section 33.3.1.
(Municipal Transportation Agency)

5/9/2007, RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

070658 **[Eliminating obsolete peddler permitting program that expired in 1989]**
Ordinance amending the San Francisco Traffic Code by amending Section 68 to remove obsolete references to Traffic Zone No. 1 and an expired permitting program for peddlers.
(Municipal Transportation Agency)

5/9/2007, RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

070659 **[Establishing restrictions on trucks and buses on portions of Broderick, Ellis, and Eddy Streets and St. Joseph's Avenue]**
Ordinance amending the San Francisco Police Code by adding Sections 1183.37 through 1183.40 and amending the San Francisco Traffic Code by adding Sections 28.1.171 through 28.1.174 to establish bus and vehicle weight restrictions on portions of Broderick Street, St. Joseph's Avenue, Eddy Street and Ellis Street.
(Municipal Transportation Agency)

5/9/2007, RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

PROPOSED RESOLUTIONS

Proposed resolutions received from May 8, 2007 through May 14, 2007 for reference by the President to appropriate committee on May 22, 2007.

070655 **[Traffic Regulations]**
Resolution enacting and rescinding traffic regulations on various streets.

RIGHT TURN ONLY ONTO CARTER STREET - ESTABLISH
Walbridge Street, eastbound onto Carter Street

NO TURN ON RED - RESCIND
Geneva Avenue, eastbound, at Carter Avenue and Walbridge Street

ONE-WAY STREET - ESTABLISH
Florentine Street, southbound (uphill), from Mission Street to Brunswick Street

LEFT LANE MUST TURN LEFT - ESTABLISH
Buchanan Street, northbound, at Hermann Street
(Parking and Traffic Department)
(5/3/07 - Categorically exempt from Environmental Review Class 1(c)(9) changes in the traffic and parking regulations where such changes do not establish a higher speed limit or result in more than a negligible increase in the use of the street. DPW Order No. 3356)

5/9/2007, RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

070656 **[Parking Regulations]**
Resolution enacting and rescinding parking regulations at various locations.

TOW-AWAY, NO STOPPING ANYTIME - ESTABLISH
Market Street, north side, from 64 feet to 143 feet west of Castro Street (a 79-foot zone);
Mason Street, west side, from Jefferson Street to 40 feet southerly (removes two parking meter spaces to accommodate buses turning left onto Mason Street); and,
Geneva Avenue, south side, from Carter Street to 100 feet westerly.

UNMETERED MOTORCYCLE PARKING - ESTABLISH
Minnesota Street side of 1415 Indiana Street, from 2 feet to 9 feet north of the Minnesota Street driveway for 1415 Indiana Street (accommodating two unmetered motorcycle parking spaces).

RESIDENTIAL PERMIT PARKING AREA "H" (2-HOUR TIME LIMIT, 8 AM - 6 PM, MONDAY THROUGH FRIDAY) - ESTABLISH
Beachmont Drive, both sides, between Sloat Boulevard and Lagunitas Drive (unit block).

RESIDENTIAL PERMIT PARKING AREA "R" (2-HOUR TIME LIMIT, 9 AM - 6 PM, MONDAY THROUGH SATURDAY) - ESTABLISH
Grove Street, both sides, between Buchanan and Webster Streets (700 block).

DIAGONAL (60-DEGREE ANGLE) PARKING - ESTABLISH
Stanyan Street, east side, from Fulton Street to McAllister Street (legalizing existing conditions)
(Parking and Traffic Department)
(5/3/07 - Categorically exempt from Environmental Review Class 1(c)(9) changes in the traffic and parking regulations where such changes do not establish a higher speed limit or result in more than a negligible increase in the use of the street. DPW Order No. 3356)

5/9/2007, RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

PROPOSED MOTIONS

None

070693 **[Petition and Communications]**

Petitions and Communications received from May 8, 2007 through May 14, 2007 for reference by the President to May 22, 2007.

From Department of Public Works, submitting certification of completion of the design phase for the Hamilton Pool and Recreation Center pursuant to Ordinance Nos. 79-06 and 45-07. File 070135 (1)

From San Francisco International Airport, regarding overtime justification pursuant to Administrative Code Section 18.13-1. (2)

From Office of the Controller/City Services Auditor, submitting report concerning review of the consulting firm of Paul Pitt and its compliance with the City and County of San Francisco ordinance prohibiting the use of City funds for political activity. (3)

From Office of the Treasurer, submitting portfolio statistics from July 1, 2006 to April 30, 2007. (4)

From Francisco Da Costa, commenting on Han Hing Herb Company. (5)

From Francisco Da Costa, commenting on the war in Iraq. (6)

From Francisco Da Costa, commenting on issues concerning MUNI's T-Third light rail service. (7)

From Francisco Da Costa, submitting copy of letter to MUNI regarding the T-Third light rail service. (8)

From Dr. Ahimsa Porter Sumchai, regarding Lennar Corporation. (9)

From James C. Gebbie, commenting on the problem with graffiti and urging the Board to place a ban on selling spray paint products. (10)

From Mike Prevot, commenting that there should be a mandate enforcing that all cars sold in San Francisco in 7 years are to be hybrids. (11)

From Martin T. Lyon, commenting on various issues regarding City street lamps. (12)

From James Miller, commenting on various City issues. (13)

From Troy D. Nickol, commenting on MUNI's T-Third light rail service. (14)

From Malika Crosby, regarding Antwanisha Geneva Pamela Morgan (deceased). (15)

From concerned citizens, submitting support for the implementation of Community Choice energy in San Francisco, File 070501, 25 letters (16)

From concerned citizens, commenting on the proposed ban on feeding wild birds, including Red-Masked Parakeets. File 070467, Copy: City Operations & Neighborhood Services Committee Members, 2 letters (17)

From Human Services Agency, regarding status on the number of individuals on waiting lists for substance abuse and mental health and housing and transportation and the average wait list length of time for each service. (Reference 20070410-003) Copy: Supervisor Daly (18)

From concerned citizens, urging the Board to take action and readdress items in the Medical Cannabis Dispensary legislation and support the non-binding resolution for compassionate care for low-income patients. (19)

From concerned citizens, submitting support for the proposed Wi-Fi agreement with Google and Earthlink. File 070077, Copy: Each Supervisor, 4 letters (20)

From Public Utilities Commission, regarding status on removing graffiti at various locations in District 5. (Reference 20070417-013) Copy: Supervisor Mirkarimi (21)

From concerned citizens, regarding a Sunshine Ordinance Task Force complaint. Copy: Land Use & Economic Development, 4 letters (22)

From Mekoots Yasim, commenting on San Francisco being a sanctuary City. (23)

From Dirk Schmidt, submitting opposition to the proposed stop of the Olympic torch in San Francisco. (24)

From Public Utilities Commission, regarding status on removing graffiti at various locations in District 5. (Reference 20070501-001) Copy: Supervisor Mirkarimi (25)

From Grace Koch, urging the Board to oppose tiered-rate structure on water rates. File 070604, Copy: Each Supervisor (26)

From David Grace, urging the Board to support the Clean Construction Ordinance. (27)

From Paul Degenkolb, commenting on protests, rallies and other events that have taken place on the streets of the City. (28)

From Kimo Crossman, commenting on public records being destroyed by the Mayor's office. (29)

From San Francisco Public Library Commission, regarding a ballot measure. (30)

From Triant Varellas, submitting copy of an article regarding the history of the Hetch Hetchy Reservoir. (31)

From Secretary of State, submitting copy of letter to Election Systems & Software regarding recertification of the Elections Systems & Software voting system. (32)

From Kimo Crossman, commenting on a report regarding information technology users. (33)

From Maya Rosberg, commenting on a recent experience with the Department of Mental Health. (34)

From Robert Handy, commenting on high-speed rail. (35)

From concerned citizens, urging the Board to find a humane method of dealing with the African clawed frogs residing in Golden Gate Park's lily pond. 80 letters (36)

From concerned citizens, submitting support for the Plastic Bag Reduction Ordinance. File 070085, Over 350 letters (37)

From Mayor Gavin Newsom, regarding an ordinance approving $28.05 million in supplemental spending at the end of the current fiscal year. (38)

From Office of the Controller/City Services Auditor, submitting report concerning the first annual review of the agreement between TEGSCO, LLC dba San Francisco AutoReturn and the City and County of San Francisco. (39)

From Office of the Controller/City Services Auditor, submitting report concerning the review of Crystal Springs Golf Course. (40)

From Office of the Controller/City Services Auditor, submitting report concerning the review of Asian Women's Shelter and its compliance with the City and County of San Francisco ordinance prohibiting the use of City funds for political activity. (41)

From Haight Ashbury Improvement Association, urging the Board to support District Attorney Kamala Harris' recent request for additional funding for her department. 6 letters (42)

From concerned citizens, commenting on various issues with the Police Commission. 2 letters (43)

From concerned citizen, commenting on various issues with the San Francisco Housing Authority. (44)

From Kimo Crossman, commenting on the proposed Wi-Fi agreement with Google/Earthlink scheduled to be heard in the Budget & Finance Committee meeting on Monday, May 14, 2007. Copy: Budget & Finance Committee Members (45)

From Louie Garibaldi, commenting on various moral issues. (46)

From San Francisco Beautiful, submitting support for the purchase of 4-8 Guy Place for open space. (47)

From Lisa Nosal, urging the Board to support District Attorney Kamala Harris' recent request for additional funding for her department. (48)

ADJOURNMENT

Legislation Pending Under the "30 Day Rule"

These items may not be heard by Committee until the date in the right hand column.

As Revised May 17, 2007

Rule 5.40 provides that when an ordinance or resolution is introduced which would create or revise major city policy, the committee to which the legislation is assigned shall not consider the legislation until at least thirty days after the date of introduction. The provisions of this rule shall not apply to the routine operations of the departments of the City or when a legal time limit controls the hearing timing. In general the rule shall not apply to hearings to consider subject matter when no legislation has been presented, nor shall the rule apply to resolutions which simply urge action to be taken.

Charter amendment (First Draft) to amend Sections 2.113 and 3.100 to require the Mayor or four or more members of the Board of Supervisors proposing to submit an initiative to the voters to submit the measure to the Board of Supervisors first for a public hearing.	070677	Rules Committee	Elsbernd, Peskin, McGoldirck, Alioto-Pier, Maxwell	5/15/07	6/15/07
Ordinance amending the SF Police Code by adding Section 4513 to create a local registry of gun offenders convicted in SF.	070689	Public Safety Committee	Mayor, District Attorney, Maxwell, Mirkarimi	5/15/07	6/15/07
Ordinance amending the SF Police Code by amending Section 613.10 to require licensed firearms dealers to transmit to the Chief of Police an inventory of firearms every six months.	070684	Public Safety Committee	Mayor, District Attorney, Maxwell, Mirkarimi	5/15/07	6/15/07
Ordinance amending the SF Police Code by adding Section 4512 to require that all handguns located within a residence be kept in a locked container or disabled with a trigger lock.	070683	Public Safety Committee	Mayor, District Attorney, Maxwell, Mirkarimi	5/15/07	6/15/07
Ordinance amending the SF Police Code by adding Section 617 to prohibit the possession or sale of firearms or ammunition on property controlled by the City and County of SF.	070682	Public Safety Committee	Mayor, District Attorney, Maxwell, Mirkarimi	5/15/07	6/15/07

Ordinance adding Planning Code Sections 731 et seq. To establish the Pacific Ave Individual Area Neighborhood Commercial District.	070681	Land Use and Economic Development Committee	Peskin	05/15/07	06/15/07
Ordinance amending SF Traffic Code Sections 127, 128, 128.1, 128.1-A, 128.2, and 128.3 to clarify the definition of "Proof of Payment" and impose administrative penalties and fees for certain types of fare evasion or passenger misconduct offenses instead of criminal penalties where authorized by state law, and authorizing the Municipal Transportation Agency's Board of Directors to set the specific penalty and fee amounts.	070680	Government Audit and Oversight Committee	Peskin	05/15/07	06/15/07
Ordinance amending the Administrative Code by adding Chapter 49B to provide that landlords re-key or replace all locks on all outside doors after all tenants vacate a residential rental unit, including outside doors on the unit itself and any separate outside doors on any storage and/or garage facility provided for the exclusive use of that unit.	070679	Land Use and Economic Development Committee	McGoldrick	5/15/07	6/15/07
Ordinance amending Planning Code Section 304-.5, Institutional Master Plans, to require a qualified health planner retained by DPH to analyze the relationship to citywide health care needs of medical institutions' institutional master plans, revisions, and conditional use applications, to provide comments to the Planning Department, making environmental finds, and making finds of consistency with the General Plan and priority policies of Planning Code Section 101.1	070678	Land Use and Economic Development Committee	Maxwell	5/15/07	6/15/07

Ordinance amending the Municipal Elections Code by adding section 335 to require initiative petition circulators to display a badge disclosing whether they are volunteer or paid circulators.	070672	Rule Committee	Daly	5/15/07	6/15/07
Ordinance amending the Planning Code to Create the Fringe Financial Service Restricted Use District and Making Related Zoning Map Amendments.	070671	Land Use and Economic Development Committee	Ammiano	5/15/07	6/15/07
Ordinance amending Sections 3304, 3005, 3307, and 3308 of the SF Health Code and Sections 209.3, 217, 790.141 and 890.133 of the SF Planning Code to (a) require the Director of Public Health to certify that applicants for Medical Cannabis Dispensary permits have not been convicted of certain felony offenses, (b) require DBI to review and approve Dispensaries' security measures, including lighting and alarms, (c) authorize the Mayor's Office of Disability to approve equivalents to new construction accessibility requirements where Dispensaries demonstrate a hardship and satisfy minimum standards; and (d) extend the time period for Dispensaries to obtain a Medical Cannabis Dispensary permit to January 1, 2008.	070667	City Operations and Neighborhood Services Committee	Alioto-Pier	05/15/07	06/15/07
Ordinance describing the limits in existing redevelopment plans on acquisition of real property by the Redevelopment Agency of the City and County of San Francisco through the use of eminent domain, in compliance with a new requirement of the California Community Redevelopment Law.	070628	Land Use and Economic Development Committee	Peskin	5/8/07	6/8/07

Ordinance amending Section 315.4 to provide for a new alternative to meeting the requirements of the Residential Inclusionary Affordable Housing Ordinance; adding Section 315.6A to provide that a project sponsor may pay the amount of the in lieu fee to a qualifying nonprofit entity to acquire and rehabilitate units as permanently affordable rental housing if the number of resulting units will be 25% higher than the amount provided under the existing off-site alternative; and making findings, including findings under the California Environmental Quality Act.	070623	Land Use and Economic Development Committee	Daly	5/8/07	6/8/07
Ordinance amending Planning Code Sections 7903.355, 249.5, 781.8, 782, and 783 to remove grocery stores and other similar uses from prohibitions placed on the establishment of liquor stores in certain districts; and making environmental findings and findings of consistency with the General Plan and priority policies of Planning Code Section 101.1.	070617	Land Use and Economic Development Committee	Alioto-Pier	5/8/07	6/8/07
Charter amendment (First Draft) to add a new Section 4.121.5 and amending Sections 4.130, D3.750-4, and F1.104, to create a Public Works Commission and establish its powers and duties, authorize the Mayor to appoint the Director of Public Works, and require the Controller to conduct a performance audit of the Department of Public Works every three years, and by amending Section 9.113.5, to allocate one-tenth of any excess General Fund revenues in any given year, as defined in the Rainy Day Reserve	070588	Rules Committee	Sandoval	5/1/07	6/1/07

amendment, to street repair and reconstruction.					
Charter amendment (First Draft) to add Section 16.126 to: establish a San Francisco Homicide Prevention Plan and Homicide Prevention Planning Council; create a Survivors' Advocate and a City fund to help pay specified expenses for survivors of homicide victims; establish a Violence Prevention Fund and appropriate an additional $10 million per year for the next three years to fund violence prevention programs identified in the Plan; and, set a expiration date.	070587	Rules Committee	Daly	5/1/07	6/1/07
Ordinance amending the San Francisco Administrative Code by amending Section 41D.4, to require that individuals engaged in "get out the vote" activities be provided access to Residential Hotels as visitors of guests and occupants, on the same basis as any other visitor under the Uniform Visitor Policy.	070590	Land Use and Economic Development Committee	Mirkarimi	5/1/07	6/1/07
Ordinance amending Section 12.12 of the Park Code to increase fees at the Harding Park golf course by fifteen percent; and to require the Recreation and Park Department to produce a mid-year report on the effect of the increase, and to prepare a three year fiscal viability plan to substantially reduce the General Fund contribution to the golf program.	070589	Budget and Finance Committee	McGoldrick	5/1/07	6/1/07

Ordinance amending Sections 300 and 305 of the Environment Code to prohibit the outdoor use of single feed rodenticides in City Parks.	070586	City Operations and Neighborhood Services Committee	Jew	5/1/07	6/1/07
Ordinance amending San Francisco Planning Code by amending Sectional Map 2 of the Zoning Map of the City and County of San Francisco to change the use classification of Block 1098, Lot 9, located at the northwest corner of Divisadero and O'Farrell Streets, from Small-scale Neighborhood Commercial (NC-2) District to Moderate-scale Neighborhood Commercial (NC3) District; adopting findings, including environmental findings and findings of consistency the General Plan and the Priority Policies of Planning Code Section 101.1	070546	Land Use and Economic Development Committee	Mirkarimi	4/24/07	5/24/07

BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO

AGENDA

8-25 a.m. nmF
DOCUMENTS DEPT
JUN - 1 2007
SAN FRANCISCO
PUBLIC LIBRARY

Legislative Chamber - Second Floor
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689
Tuesday, June 5, 2007 2:00 PM

Regular Meeting

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90
#63
5/5/07

AARON PESKIN, PRESIDENT
MICHELA ALIOTO-PIER, TOM AMMIANO, CHRIS DALY,
BEVAN DUFTY, SEAN ELSBERND, ED JEW, SOPHIE MAXWELL,
JAKE McGOLDRICK, ROSS MIRKARIMI, GERARDO SANDOVAL

Kay Gulbengay, Interim Clerk of the Board

Agendas of the Board of Supervisors are available on the internet at www.ci.sf.ca.us/bdsupvrs

BOARD COMMITTEES

Committee Membership	Meeting Days
Budget and Finance Committee Supervisors Daly, Ammiano, Dufty, Mirkarimi, Elsbernd	Wednesday 1:00 PM
City and School District Select Committee Supervisors Dufty, Mirkarimi, Maxwell, Commissioners Kim, Mendoza, Wynns	1st and 3rd Thursday 3:30 PM
City Operations and Neighborhood Services Committee Supervisors McGoldrick, Alioto-Pier, Jew	2nd and 4th Thursday 1:00 PM
Government Audit and Oversight Committee Supervisors Elsbernd, Alioto-Pier, Daly	1st and 3rd Monday 10:00 AM
Land Use and Economic Development Committee Supervisors Maxwell, Sandoval, McGoldrick	Monday 1:00 PM
Public Safety Committee Supervisors Mirkarimi, Maxwell, Dufty	2nd and 4th Monday 10:00 AM
Rules Committee Supervisors Ammiano, Elsbernd, Peskin	1st and 3rd Thursday 10:00 AM

First-named Supervisor/Commissioner is Chair, Second-named Supervisor/Commissioner is Vice-Chair, of the Committee.

Board Meeting Procedures

The Board of Supervisors is the Legislative Body of the City and County of San Francisco. The Board considers ordinances and resolutions, most of which have been the subject of hearings before the standing committees of the board at which members of the public are urged to testify. The full Board does not hold a second public hearing on measures which have been heard in committee.

Board procedures do not permit: 1) persons in the audience to vocally express support or opposition to statements by Supervisors or by other persons testifying; 2) ringing and use of cell phones, pagers and similar sound-producing electronic devices, (Violators may be removed from the meeting room.) 3) signs to be brought into the meeting or displayed in the room; and 4) standing in the Legislative Chamber.

Citizens are encouraged to testify at Board hearings and to write letters to the Board and to its members, City Hall, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102.

USING LAPTOP COMPUTERS FOR PRESENTATIONS: Please contact City Hall Media Services at (415) 554-4933 to coordinate the use of laptop computers for presentations at the meeting. Computers to be used are required to be tested in advance. The presenter should arrive 30 minutes prior to the meeting to connect and test their computer.

THE AGENDA PACKET IS AVAILABLE AT CITY HALL, ROOM 244, RECEPTION DESK. Agendas are available on the internet at www.sfgov.org/site/bdsupvrs_index.asp?id=4383 For information, call (415) 554-5184.

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AVISO EN ESPAÑOL: La solicitud para un traductor en una reunion debe recibirse antes de mediodia de el viernes anterior a la reunion. Llame a Erasmo Vazquez (415) 554-4909.

翻譯 *必須在會議前最少四十八小時提出要求*
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There is accessible parking in the vicinity of City Hall at Civic Center Plaza and adjacent to Davies Hall and the War Memorial Complex. Accessible curbside parking is available on Dr. Carlton B. Goodlett Place and Grove Street.

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Know Your Rights Under the Sunshine Ordinance

Government's duty is to serve the public, reaching its decision in full view of the public. Commissions, boards, councils and other agencies of the City and County exist to conduct the people's business. This ordinance assures that deliberations are conducted before the people and that City operations are open to the people's review.

For information on your rights under the Sunshine Ordinance (Chapter 67 of the San Francisco Administrative Code) or to report a violation of the ordinance, contact Frank Darby by mail to Sunshine Ordinance Task Force, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco CA 94102, by phone at (415) 554-7724, by fax at (415) 554-7854 or by email at sotf@sfgov.org

Citizens may obtain a free copy of the Sunshine Ordinance by contacting Mr. Darby or by printing Chapter 67 of the San Francisco Administrative Code on the Internet, at http://www.sfgov.org/sunshine

Lobbyist Registration and Reporting Requirements

Individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [SF Campaign & Governmental Conduct Code Sec. 2.100] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the San Francisco Ethics Commission at 30 Van Ness Avenue, Suite 3900, San Francisco, CA 94102; telephone (415) 581-2300; fax (415) 581-2317; web site www.sfgov.org/ethics

ROLL CALL AND PLEDGE OF ALLEGIANCE

APPROVAL OF MEETING MINUTES

Motion to approve Board Meeting Minutes for May 1, 2007 and May 8, 2007.

AGENDA CHANGES

COMMUNICATIONS

Note: Each item on the Consent or Regular agenda may include the following documents:
1) Legislation
2) Budget Analyst report
3) Legislative Analyst report
4) Department or Agency cover letter and/or report
5) Public correspondence
These items will be available for review at City Hall, Room 244, Reception Desk.

SPECIAL ORDER 2:00 P.M. - Mayor's Appearance Before The Board

(This item will be read at the third regularly scheduled Board meeting of every month)

The following is a time dedicated for the Mayor to discuss with the Board of Supervisors issues pertaining to the governance of the City and County of San Francisco. The Board of Supervisors offers this time for dialogue on the third regularly scheduled Board meeting of every month pursuant to the will of the voters as expressed in Proposition I in November of 2006.

Should the Mayor fail to appear after five minutes of the item being called, the Clerk shall remove the item from the Board's agenda, and the item shall not be considered by the Board. Should the Mayor appear and the Board therefore consider this item, public comment for this item will take place during public comment.

CONSENT AGENDA

All matters listed hereunder constitute a Consent Agenda, are considered to be routine by the Board of Supervisors and will be acted upon by a single roll call vote of the Board. There will be no separate discussion of these items unless a member of the Board so requests, in which event the matter shall be removed from the Consent Agenda and considered as a separate item.

Items 1 through 14

Recommendations of the Budget and Finance Committee

Present: Supervisors Daly, Ammiano, Dufty, Mirkarimi, Elsbernd

1. 070466 [Public Works Excavation Code]

Supervisor Mirkarimi

Ordinance amending Public Works Code Sections 2.4.44 and 2.4.46 to delete the street restoration fee and amending Section 2.4.55 to require restoration of all affected lanes for the entire block when 25% or more of the block's length is excavated to extend to the time required for backfill, replacement of pavement base, and finished pavement associated with street restoration from 72 to 120 hours; and making environmental findings.

5/22/2007, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

2. 070582 [Public Employment - Treasurer/Tax Collector]

Mayor

Ordinance amending Ordinance No. 203-06 (Annual Salary Ordinance FY 2006-2007) to reflect the proposed change to Treasurer/Tax Collector (TTX) staffing by decreasing total staffing by 1.00 position (.04 FTE).

5/22/2007, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendation of the City Operations and Neighborhood Services Committee

Present: Supervisors McGoldrick, Alioto-Pier

3. 070619 [Grant to undertake pandemic influenza planning and outreach]

Supervisor Alioto-Pier

Resolution authorizing the San Francisco Department of Public Health (DPH), to accept and expend a new grant in the amount of $299,750 from the Metta Fund to undertake pandemic influenza planning and outreach projects, which includes a new contract with Public Health Foundation Enterprises, for the period of July 1, 2007 through June 30, 2008.

Question: Shall this Resolution be ADOPTED?

Recommendations of the Rules Committee

Present: Supervisors Ammiano, Elsbernd, Peskin

4. 070558 **[Settlement of Lawsuit - A. Ruiz Construction & Associates, Inc.]**
Ordinance authorizing settlement of the lawsuit filed by the City and County of San Francisco against A. Ruiz Construction & Associates, Inc. for $200,000; the lawsuit was filed on January 28, 2005 in San Francisco Superior Court, Case No. 438-235; entitled City and County of San Francisco, et al. v. A. Ruiz Construction & Associates, et al.
(City Attorney)

Question: Shall this Ordinance be PASSED ON FIRST READING?

5. 070559 **[Settlement of Lawsuit - Proven Management, Inc.]**
Ordinance authorizing settlement of the lawsuits filed by: (1) the City and County of San Francisco ("the "City") against Proven Management, Inc. ("Proven") on August 01, 2005, in San Francisco Superior Court Case No. CGC 05-443632, entitled, City and County of San Francisco et. al. v. Proven Management, Inc. et. al., and (2) Proven against the City on December 15, 2005, in Tuolumne County Superior Court Case No. 51778, entitled, Proven Management, Inc. v. City and County of San Francisco et. al., with (a) Proven paying the City: $250,000 in damages; reimbursing the City up to $450,000 to administer corrective work; and Proven replacing valve assemblies and correcting numerous items of work on the Baden Pumps Station Project; and completing its contract; and (b) the City increasing Proven's contract amount on the Priest Bypass Project by $700,000 and releasing all contract balances.
(City Attorney)

Question: Shall this Ordinance be PASSED ON FIRST READING?

6. 070598 **[Partial Settlement of Lawsuit - AON Risk Services of New York, Inc.]**
Ordinance authorizing settlement of the lawsuit filed by the City and County of San Francisco against Aon Risk Services of New York, Inc. for $220,000; San Francisco's causes of action against AON were filed on February 15, 2006, and constitute part of the coordinated proceeding entitled Jail No. 3 Replacement Project Cases, JCCP Case No: 4422, venued in San Mateo Superior Court; other material terms of said settlement are that San Francisco and AON will execute a mutual release, San Francisco will execute and file dismissals of all claims with prejudice, San Francisco and AON will each bear their own fees and costs of suit, AON will provide reasonable cooperation to San Francisco in regards to evidence that San Francisco may need for the case against ACMI and its related entities in the on-going litigation, and the settlement does not constitute an admission of liability regarding any claim.
(City Attorney)

Question: Shall this Ordinance be PASSED ON FIRST READING?

7. **070600** **[Settlement of Administrative Civil Liability Complaint - San Francisco Water Quality Control Board]**

Resolution approving the settlement of the unlitigated administrative civil liability complaint filed by the San Francisco Bay Regional Water Quality Control Board against San Francisco imposing a penalty of $626,000; and alternatively approving an environmental mitigation project, subject to approval of the Regional Water Quality Control Board, in the amount not to exceed $582,000, plus payment of a $44,000 penalty.
(City Attorney)

Question: Shall this Resolution be ADOPTED?

8. **070648** **[Appointment - In-Home Supportive Services Public Authority]**

Resolution appointing Elva Moran Hernandez, term ending March 1, 2010, to the In-Home Supportive Services Public Authority; residency requirement waived.

Elva Moran Hernandez, succeeding Jose Quintana, seat 4, term expired, must be a worker who provides personal assistance services to a consumer, for the unexpired portion of a three-year term ending March 1, 2010.

Question: Shall this Resolution be ADOPTED?

9. **070649** **[Appointment - Bicycle Advisory Committee]**

Resolution appointing Marc Brandt, term ending November 19, 2008, to the Bicycle Advisory Committee.

Marc Brandt, succeeding Frank Chan, term expired, seat 3, must be a nominee of District 3 Supervisor, for the unexpired portion of a two-year term ending November 19, 2008.

Question: Shall this Resolution be ADOPTED?

10. **070650** **[Appointment - Immigrant Rights Commission]**

Resolution appointing Joaquin Gonzalez, term ending June 6, 2008, and Felix Levy, term ending June 6, 2009, to the Immigrant Rights Commission.

Joaquin Gonzalez, succeeding Ivy Lee, resigned, seat 5, must have a demonstrated knowledge of and interest in the health, human service, educational, or employment issues that affect immigrants residing in San Francisco, for the unexpired portion of a two-year term ending June 6, 2008.
Felix Levy, succeeding himself, term expiring June 6, 2007, seat 6, must be an immigrant to the United States who is appointed in accordance with Section 4.101 of the Charter. In addition, members shall have a demonstrated knowledge of and interest in the health, human service, educational, or employment issues that affect immigrants residing in San Francisco, for a new two-year term ending June 6, 2009.

Question: Shall this Resolution be ADOPTED?

11. 070652 **[Appointment - Community Oversight Committee Regarding Enforcement of Marijuana Offenses]**

Resolution appointing Aleem Raja, term ending January 1, 2009, to the Community Oversight Committee Regarding Enforcement of Marijuana Offenses.

Aleem Raja, new appointment, seat 2, must be a member of the public defender's office, for the unexpired portion of a two-year term ending January 1, 2009.

Question: Shall this Resolution be ADOPTED?

12. 070653 **[Appointment - SRO Task Force]**

Resolution appointing Charles Siron to the SRO Task Force, term ending December 31, 2009.

Charles Siron, new appointment, seat 1, must be SRO tenant, for the unexpired portion of a three-year term ending December 31, 2009.

Question: Shall this Resolution be ADOPTED?

13. 070654 **[Appointment - Graffiti Advisory Board]**

Resolution appointing Nino Parker, term ending April 10, 2009, to the Graffiti Advisory Board.

Nino Parker, new appointment, seat 12, must represent youth groups who provide services for juveniles involved in alternative programs for graffiti diversion, for the unexpired portion of a two-year term ending April 10, 2009.

Question: Shall this Resolution be ADOPTED?

14. 070651 **[Appointment - Entertainment Commission]**

Motion appointing James Meko, term ending July 1, 2011, to the Entertainment Commission.

James Meko, succeeding himself, term expiring July 1, 2007, seat 1, must represent the interests of City neighborhood associations or groups, for a new four-year term ending July 1, 2011.

Question: Shall this Motion be APPROVED?

*Questions on the Consent Agenda are on final passage, first reading, or adoption, as indicated:*_____

REGULAR AGENDA

UNFINISHED BUSINESS

Called From City Operations and Neighborhood Services Committee

15. 060589 **[Liquor License Transfer, 845 Market Street, Space 010]**
Resolution determining that the transfer of a Type 21 off-sale general license from 1001 South Van Ness Avenue to 845 Market Street, basement of the San Francisco Centre, Space 010 to Bristol Farms Inc., will serve the public convenience and necessity of the people of the City and County of San Francisco, in accordance with Section 23958.4 of the California Business and Professions Code, with conditions.

8/15/2006, CONTINUED. Continued to September 12, 2006

9/12/2006, CONTINUED. Continued to September 19, 2006

9/19/2006, RE-REFERRED to City Operations and Neighborhood Services Committee.

3/20/2007, CALLED FROM COMMITTEE. Pursuant to Rule 5.31, Supervisor Dufty called this measure from City Operations and Neighborhood Services Committee.

3/27/2007, CONTINUED. Continued to April 10, 2007.

4/10/2007, CONTINUED. Continued to April 17, 2007.

4/17/2007, CONTINUED. Continued to June 5, 2007.

Question: Shall this Resolution be ADOPTED?

Recommendations of the Budget and Finance Committee

Present: Supervisors Daly, Dufty, Mirkarimi, Elsbernd

16. 070538 **[Public Employment - Human Services Agency and Department of Public Health]**
Supervisor Daly
Ordinance amending Ordinance No. 203-06 (Annual Salary Ordinance FY 2006-2007) to reflect the proposed changes to the Human Services Agency (DSS) and the Department of Public Health (DPH) staffing by increasing total staffing by 9.00 positions (0.36 FTE).
(Fiscal Impact.)

5/15/2007, CONTINUED. Continued to June 5, 2007

Question: Shall this Ordinance be PASSED ON FIRST READING?

17. 070540 **[Appropriating $19,719,628, for Children, Senior and Disabled Programs for 2006-2007; and Deappropriate $15,830,000 General Fund and Appropriate $15,830,000 Rainy Day Reserve]**

Supervisor Daly

Ordinance appropriating total sources of $19,719,628, including $17,646,834 of Unappropriated General Fund Balance, $1,930,000 of Unappropriated Children's Fund Balance, $125,000 of Food Stamps Employment and Training Funds and $17,794 of SB 90 State Mandated Costs Fund; and appropriating total uses of $19,719,628, including $6,240,000 to the Department of Children, Youth and Their Families, $7,280,628 to the Human Services Agency, $705,000 to the Department of Public Health, $350,000 to the Mayor's Office of Disability, $1,900,000 to the Mayor's Office of Community Development, $1,244,000 to the Mayor's Office of Housing and $2,000,000 to the Department of Recreation and Park for various programs for Children, Youth, Families, Seniors and People with Disabilities for Fiscal Year 2006-2007, and Amending Ordinance _____, File Number 070407, to Deappropriate $15,830,000 of General Fund Balance and Appropriate $15,830,000 of Rainy Day Reserve--Capital and One-Time Spending. All funds appropriated below, excluding salaries and mandatory fringe benefits, are placed on reserve pending release by the Budget and Finance Committee.

(Fiscal Impact.)

5/15/2007, CONTINUED. Continued to June 5, 2007.

Question: Shall this Ordinance be PASSED ON FIRST READING?

Present: Supervisors Daly, Ammiano, Dufty, Mirkarimi, Elsbernd

18. 070488 **[Appropriating $2,345,549 for the Juvenile Hall Youth Guidance Center Replacement Project in the Department of Public Works for Fiscal Year 2006-2007]**

Ordinance appropriating $2,345,549, of which $1,077,589 is from Juvenile Hall Youth Guidance Center Replacement Project Certificates of Participation (COPs) interest earned, $847,960 is from the Reserve for Rainy Day – One-time Spending Account, and $420,000 is from a deappropriation of the Youth Guidance Center facilities maintenance project, to fund Juvenile Hall Youth Guidance Center Replacement Project construction costs in the Department of Public Works for Fiscal Year 2006-2007.

(Public Works Department)

(Fiscal Impact.)

(Supervisor Daly dissented in Committee on the question of appropriating to CON1GAGFACP 096R1 Reserve for Rainy Day - One time spending of $847,960).

5/22/2007, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

19. 070499 **[Public Employment - Department of Human Resources]**

Supervisor Daly

Ordinance amending Ordinance No. 203-06 (Annual Salary Ordinance FY 2006-2007) to reflect the addition of 15 positions (1.20 FTE) at the Department of Human Resources (HRD).

(Fiscal Impact.)

5/22/2007, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendation of the City Operations and Neighborhood Services Committee

Present: Supervisors Alioto-Pier, Jew

20. 070467 [Prohibiting the Feeding of Wild Birds, Including Red-Masked Parakeets]
Supervisors Peskin, Dufty
Ordinance amending section 486 of the Police Code to specify that the feeding of Red-Masked Parakeets is prohibited.

5/22/2007, PASSED ON FIRST READING.
Question: Shall this Ordinance be FINALLY PASSED?

NEW BUSINESS

Recommendations of the Budget and Finance Committee

Present: Supervisors Daly, Ammiano, Dufty, Mirkarimi, Elsbernd

21. 070422 [Appropriating $953,347 of State reimbursements for additional ballot costs and other current expenses in the Department of Elections for Fiscal Year 2006-2007]
Ordinance retroactively appropriating $953,347 from State mandated prior year election cost reimbursements to fund additional ballot costs related to the November 2006 Election and other current expenses in the Department of Elections for Fiscal Year 2006-2007.
(Elections Department)
(Fiscal Impact.)

Question: Shall this Ordinance be PASSED ON FIRST READING?

22. 061431 [Grant of Federal Funds - Municipal Transportation Agency]
Supervisor Maxwell
Resolution authorizing the Municipal Transportation Agency to accept and expend $3,693,215 of federal Section 5309 Bus and Bus Facilities funding for design and construction of Muni's Islais Creek Facility and the purchase of Automatic Vehicle Locator (AVL) equipment.
(Fiscal impact.)

Question: Shall this Resolution be ADOPTED?

23. 070741 [Issuance and Sale of Tax-Exempt Bonds - Katherine Delmar Burke School]
Supervisor McGoldrick
Resolution approving the issuance and sale of tax-exempt bonds by the ABAG Finance Authority for Nonprofit Corporations in an aggregate principal amount not to exceed $17,000,000 to finance various capital facilities owned by The Katherine Delmar Burke School or an affiliate.

Question: Shall this Resolution be ADOPTED?

Present: Supervisors Daly, Dufty, Mirkarimi, Elsbernd

24. 070500 **[Reconstruction of San Francisco General Hospital; Finding of Fiscal Responsibility]**
Mayor
Resolution adopting finding that the proposed reconstruction of San Francisco General Hospital is fiscally feasible and responsible under Administrative Code Chapter 29.
(Fiscal Impact.)

Question: Shall this Resolution be ADOPTED?

Present: Supervisors Daly, Dufty, Mirkarimi

25. 070584 **[Proposition J Contract/Certification of Specified Contracted-Out Services Previously Approved for Enterprise Departments]**
Mayor
Resolution concurring with the Controller's certification that services previously approved can be performed by private contractor for a lower cost than similar work performed by City and County employees, for the following services: employee and public parking management, information booth, security services, and shuttle bus services (Airport); paratransit and security services, citation information, janitorial and landscaping, coin counting and collection, security services, and towing services (MTA Parking & Traffic); janitorial and security services (Port).

Question: Shall this Resolution be ADOPTED?

26. 070674 **[Public Education Enrichment Fund - First Five Commission]**
Supervisors Daly, Dufty
Resolution approving the San Francisco First Five Commission expenditure plan for the Public Education Enrichment Fund for Fiscal Year 2007-2008.

Question: Shall this Resolution be ADOPTED?

27. 070675 **[Public Education Enrichment Fund - Unified School District]**
Supervisors Daly, Dufty
Resolution approving the San Francisco Unified School District expenditure plan for the Public Education Enrichment Fund for Fiscal Year 2007-2008.

Question: Shall this Resolution be ADOPTED?

Recommendations of the City Operations and Neighborhood Services Committee

Present: Supervisors McGoldrick, Alioto-Pier

28. 070621 [Declaring a public nuisance]
Supervisors Dufty, Alioto-Pier
Ordinance amending Article 18 of the San Francisco Public Works Code by adding Section 944 to declare a public nuisance any property located in a underground utility district in which the property owner has refused to comply with an order from the Director of Public Works to install conduits and associated equipment necessary to obtain utility service at a building or structure on the property; amending Section 926 of the Public Works Code to allow the City to recover all costs incurred by the City in connection with abating the public nuisance; amending Sections 900, 915, and 919 through 930 of the Public Works Code consistent with this legislation; and further amending Sections 900, 901, 906, 908 through 911, and 938 of the Public Works Code to make certain technical changes that are necessary to bring those sections up-to-date.

Question: Shall this Ordinance be PASSED ON FIRST READING?

29. 070632 [Landmark Tree Designation of New Zealand Christmas Tree at 1221 Stanyan Street]
Supervisor Mirkarimi
Ordinance designating the New Zealand Christmas tree in front of 1221 Stanyan Street (Assessor's Block 2664, Lot 008) as a landmark street tree pursuant to Public Works Code Section 810, making findings supporting the designation, and requesting official acts in furtherance of the landmark tree designation.

Question: Shall this Ordinance be PASSED ON FIRST READING?

Recommendations of the Land Use and Economic Development Committee

Present: Supervisors Maxwell, Sandoval, McGoldrick

30. 060004 [Interdepartmental jurisdictional transfer of property near Islais Creek, Indiana and Cesar Chavez Streets]
Supervisor Maxwell
Resolution transferring jurisdiction of the real property identified as portions of Assessor's Parcel Nos. 4352/001 and 4382/005, at Indiana and Cesar Chavez Streets, from the Public Utilities Commission to the Municipal Transportation Agency as part of the new Islais Creek Motor Coach Operations and Maintenance Facility; adopting findings pursuant to the California Environmental Quality Act; and adopting findings that the transfer of jurisdiction is consistent with the City's General Plan and the Eight Priority Policies of Planning Code Section 101.1.
(Real Estate Department)

Question: Shall this Resolution be ADOPTED?

31. 070625 **[Resolution to Initiate the Designation of First St. John's Methodist Church, 1601 Larkin Street as a Landmark]**

Supervisor Peskin

Resolution initiating designation of the First St. John's Methodist Church, 1601 Larkin Street, located at the Northwest corner of Larkin Street and Clay Street, encompassing all of Lot 006 in Block 620, as a Landmark pursuant to Section 1004.1 of the San Francisco Planning Code.

Question: Shall this Resolution be ADOPTED?

SPECIAL ORDER 3:30 P.M - Recognition of Commendations

COMMITTEE REPORTS

Reports from committees, if any, recommending emergency or urgent measures.

The following items will be considered by the Government Audit and Oversight Committee at its Regular Meeting on Monday, June 4, 2007 at 10:00 a.m. The Chair intends to request the Committee to send the following items to the Board as a committee report on Tuesday, June 5, 2007.

32. 070743 **[Public Employment - Airport Commission and City Planning]**

Mayor, Supervisor Peskin

Ordinance amending Ordinance No. 203-06 (Annual Salary Ordinance FY 2006-2007) to reflect the proposed changes to the Airport Commission (AIR) and City Planning (CPC) staffing by decreasing total staffing by 3.00 positions (0.12 FTE).

Question: Shall this Ordinance be PASSED ON FIRST READING?

33. 070668 **[Rejecting the 2007-2008 water and wastewater rates adopted by the San Francisco Public Utilities Commission on May 8, 2007]**

Supervisors Alioto-Pier, Jew, Elsbernd

Resolution rejecting the 2007-2008 water and wastewater rates adopted by the San Francisco Public Utilities Commission at its public meeting on May 8, 2007, and requiring the San Francisco Public Utilities Commission to adopt new water and wastewater rates that do not adversely affect persons that reside in single-family homes.

(Submitted 5/17/07 - Charter Section 2.109 requires Board of Supervisors rejection within 30 days; Fiscal Impact.)

Question: Shall this Resolution be ADOPTED?

The following item will be considered by the Land Use and Economic Development Committee at its Regular Meeting on Monday, June 4, 2007 at 1:00 p.m. The Chair intends to request the Committee to send the following items to the Board as a committee report on Tuesday, June 5, 2007.

34. 070474 [Supporting SB 464 to discourage abuse of the Ellis Act by real estate speculators]
Supervisor Peskin
Resolution supporting SB 464 to discourage abuse of the Ellis Act by real estate speculators.

4/17/2007, REFERRED to Land Use and Economic Development Committee.
Question: Shall this Resolution be ADOPTED?

35. ROLL CALL FOR INTRODUCTIONS

Roll call for introduction of ordinances, resolutions, charter amendments, requests for hearings, letters of inquiry, letters of request to the City Attorney and Board Members' reports on their regional body activities.

36. PUBLIC COMMENT

An opportunity for members of the public to directly address the Board on items of interest to the public that are within the subject matter jurisdiction of the Board, including items being considered today which have not been considered by a Board committee and excluding items which have been considered by a Board committee. Members of the public may address the Board for up to three minutes. Each member of the public will be allotted the same number of minutes to speak, except that public speakers using translation assistance will be allowed to testify for twice the amount of the public testimony time limit. If simultaneous translation services are used, speakers will be governed by the public testimony time limit applied to speakers not requesting translation assistance. The President or the Board may limit the total testimony to 30 minutes.
Members of the public who want a document placed on the overhead for display should clearly state such and subsequently remove the document when they want the screen to return to live coverage of the meeting.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures are introduced for adoption without committee reference. A unanimous vote is required for adoption of a resolution today. Any Supervisor may require any resolution to go to committee.

Items 37 through 44

37. 070748 [Issuance and sale of tax-exempt bonds - St. Ignatius College Preparatory]
Supervisor Elsbernd
Resolution approving the issuance of revenue bonds by the California Statewide Communities Development Authority in an aggregate principal amount not to exceed $22,000,000 for the financing of the construction, improvement, furnishing and/or equipping of certain educational facilities at St. Ignatius College Preparatory and certain other matters relating thereto.

5/22/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.
Question: Shall this Resolution be ADOPTED?

38. 070749 **[Condemning prosecution of medical marijuana by the Federal government]**
Supervisor Ammiano
Resolution condemning federal prosecution of Ed Rosenthal and acknowledging importance of safe and legal access to medical cannabis in San Francisco.

5/22/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING

Question: Shall this Resolution be ADOPTED?

39. 070750 **[Celebrating the 78th birthday of Harvey Milk and honoring his memory]**
Supervisors Ammiano, Dufty, Mirkarimi
Resolution celebrating the 78th birthday of Harvey Milk, LGBT civil rights pioneer, former Supervisor, and legendary San Francisco leader.

5/22/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

40. 070751 **[Urging the Federal government to declare a moratorium on ICE raids]**
Supervisor Ammiano
Resolution urging a moratorium on ICE raids (at the very least) until the unresolved question of what to do about separated families, the trauma they are forced to endure, who should care for children left behind after their parents are deported, and who shall bare the associated costs, and until comprehensive immigration reform is agreed upon at the Federal level.

5/22/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

41. 070752 **[Urging the State Assembly Appropriations Committee to support Assembly Bill 433 (Beal)]**
Supervisor Maxwell
Resolution urging the State Assembly Appropriations Committee to support Assembly Bill 433 (Beal) to require the Department of Social Services (DSS) to propose a new name for the Food Stamp program and to establish categorical eligibility for food stamp benefits for Medi-Cal recipients who are eligible for services funded by the Temporary Assistance for Needy Families (TANF) block grant.

5/22/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

42. 070753 **[Urging the US Congress to support 2007 Farm Bill]**
Supervisor Maxwell
Resolution urging the United States Congress to support a strong Nutrition Title in the 2007 Farm Bill that will improve the Food Stamp Program, strengthen The Emergency Food Assistance Program (TEFAP), fully fund the Commodity Supplemental Food Program (CSFP), and support adequate nutrition for everyone.

5/22/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

43. 070754 [Urging environmental analysis of water supply alternatives that will not increase diversions of freshwater from the Tuolumne River]

Supervisors Maxwell, Peskin, McGoldrick, Mirkarimi, Ammiano

Resolution urging the San Francisco Planning Department and the San Francisco Public Utilities Commission to fully analyze a water supply alternative in the Programmatic Environmental Impact Report that will not result in increased diversions of freshwater from the Tuolumne River.

5/22/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

44. 070755 [Urging the University of California San Francisco to reduce its energy consumption through a reduction of night lighting]

Supervisor Mirkarimi

Resolution urging the University of California San Francisco to reduce its energy consumption by 10% over the next two years, in part through a reduction of night lighting on its campuses.

5/22/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

*Questions on the For Adoption Without Committee Reference Agenda:*_____

45. IMPERATIVE AGENDA

Resolution(s), if any, to be adopted within limits imposed by the Sunshine Ordinance and the Ralph M. Brown Act, introduced today, not on the printed agenda. For such resolutions to be considered, the Board must first adopt the Serious Injury Finding or the Purely Commendatory Finding and the Brown Act Finding. Each motion requires 8 votes or a unanimous 6 or 7. A unanimous vote is required for the resolution(s).

[Serious Injury Finding]
Motion that the Board find that for the resolution(s) being considered at this time "the need to take action is so imperative as to threaten serious injury to the public interest if action is deferred to a later meeting."

[Purely Commendatory Finding]
Motion that the Board find that the resolution(s) being considered at this time are purely commendatory.

[Brown Act Finding]
Motion that the Board find by roll call vote that for the resolutions being considered at this time there is a need to take immediate action and the need to take action came to the attention of the City and County of San Francisco after the agenda was posted.

OFF-AGENDA LEGISLATION

PROPOSED ORDINANCES

Proposed ordinances received from May 15, 2007 through May 25, 2007 for reference by the President to appropriate committee on June 5, 2007.

070700 **[Settlement of Claim Against Sprint/Nextel]**

Ordinance authorizing settlement of a claim by the City and County of San Francisco against the Sprint/Nextel Corporation for funding the planning for reconfiguration of the City's 800 MHz Radio Communications System.
(City Attorney)

5/16/2007, RECEIVED AND ASSIGNED to Rules Committee.

070747 **[Settlement of Lawsuit - Colonial American Casualty and Surety Company and Competent Builders, Inc.]**

Ordinance authorizing settlement of the lawsuit filed by Colonial American Casualty and Surety Company and Competent Builders, Inc., against the City and County of San Francisco, for payment to the City of $450,000; the lawsuit was filed on October 9, 2002 in San Francisco Superior Court, Case No. CGC 02-413272; entitled Division of Labor Standards Enforcement v. Colonial American Casualty and Surety Company, et al; other material terms of said settlement are payment by Competent Builders, Inc., and other parties, to Colonial American Casualty and Surety Company, and full releases among all parties.
(City Attorney)

5/21/2007, RECEIVED AND ASSIGNED to Rules Committee.

070764 **[Changing Official Sidewalk Width - Jessie Street]**

Ordinance amending Ordinance No. 1061 entitled "Regulating the Width of Sidewalks" by adding thereto Section 1574 to change the official sidewalk width on the northerly side of Jessie Street westerly of Ecker Street; making environmental findings and findings pursuant to the General Plan and Planning Code Section 101.1; and requiring relocation, modifications, or both of facilities affected by the sidewalk width change.

5/23/2007, RECEIVED AND ASSIGNED to Land Use and Economic Development Committee.

070766 **[Settlement of Lawsuit - Northwest Airlines Corporation, et al.]**

Ordinance authorizing the settlement of the bankruptcy claim filed by the City and County of San Francisco, acting by and through its Airport Commission against Northwest Airlines Corporation, for the settlement of the litigated bankruptcy claim between the Airport with regard to In re Northwest Airlines Corporation, et al., Debtors, Case No. 05-17930ALG, United States Bankruptcy Court for the Southern District of New York; and authorizing settlement of the lawsuit filed by the City and County of San Francisco, acting by and through its Airport Commission against Northwest Airlines Corporation, for agreement to pay a percentage allocation of future clean-up costs with regard to City and County of San Francisco v. ARCO et al., Case No. C-97-2965 MMC (N.D. Cal).
(City Attorney)

5/25/2007, RECEIVED AND ASSIGNED to Rules Committee.

070767 **[Settlement of Lawsuit - Delta Air Lines Inc., et al.]**
Ordinance authorizing the settlement of the bankruptcy claim filed by the City and County of San Francisco, acting by and through its Airport Commission against Delta Air Lines, Inc., for the settlement of the litigated bankruptcy claim between the Airport with regard to In re Delta Air Lines Inc., et al., Debtors, Case No. 05-17923PCB, United States Bankruptcy Court for the Southern District of New York; and authorizing settlement of the lawsuit filed by the City and County of San Francisco, acting by and through its Airport Commission against Delta Air Lines, Inc., for agreement to pay a percentage allocation of future clean-up costs with regard to City and County of San Francisco v. ARCO et al., Case No. C-97-2965 MMC (N.D. Cal).
(City Attorney)

5/25/2007, RECEIVED AND ASSIGNED to Rules Committee.

PROPOSED RESOLUTIONS

Proposed resolutions received from May 15, 2007 through May 25, 2007 for reference by the President to appropriate committee on June 5, 2007.

070701 **[Approval of an historical property contract for 1735 Franklin Street - the Bransten House]**
Resolution under Chapter 71 of the San Francisco Administrative Code, approving an historical property contract between Tad and Masumi Oride, the owners of San Francisco Landmark No. 126 located at 1735 Franklin Street (the Bransten House) and the City and County of San Francisco; authorizing the Director of Planning and the Assessor to execute the historical property contract.
(Planning Commission)

5/17/2007, RECEIVED AND ASSIGNED to Budget and Finance Committee.

070702 **[Second Amendment to Catholic Charities Sublease of Housing Units on Treasure Island]**
Resolution approving and authorizing the Director of Island Operations for the Treasure Island Development Authority to execute a second amendment to the sublease with Catholic Charities to increase utility rates.
(Treasure Island Development Authority)

5/17/2007, RECEIVED AND ASSIGNED to Budget and Finance Committee.

070703 **[Second Amendment to Community Housing Partnership Sublease of Housing Units on Treasure Island]**
Resolution approving and authorizing the Director of Island Operations for the Treasure Island Development Authority to execute a second amendment to the sublease with Community Housing Partnership to add 42 residential units to the premises, to increase the common area maintenance charge and to increase utility rates.
(Treasure Island Development Authority)

5/17/2007, RECEIVED AND ASSIGNED to Budget and Finance Committee.

070704 **[First Amendment to Haight Ashbury Free Clinics Sublease of Housing Units on Treasure Island]**
Resolution approving and authorizing the Director of Island Operations for the Treasure Island Development Authority to execute a first amendment to the sublease with Haight Ashbury Free Clinics to increase utility rates.
(Treasure Island Development Authority)

5/17/2007, RECEIVED AND ASSIGNED to Budget and Finance Committee.

070705 **[First Amendment to Rubicon Programs Sublease of Housing Units on Treasure Island]**
Resolution approving and authorizing the Director of Island Operations for the Treasure Island Development Authority to execute a first amendment to the sublease with Rubicon Programs to increase utility rates.
(Treasure Island Development Authority)

5/17/2007, RECEIVED AND ASSIGNED to Budget and Finance Committee.

070706 **[First Amendment to Swords to Plowshares Sublease of Housing Units on Treasure Island]**
Resolution approving and authorizing the Director of Island Operations for the Treasure Island Development Authority to execute a first amendment to the sublease with Swords to Plowshares to increase utility rates.
(Treasure Island Development Authority)

5/17/2007, RECEIVED AND ASSIGNED to Budget and Finance Committee.

070707 **[Second Amendment to Walden House Sublease of Housing Units on Treasure Island]**
Resolution approving and authorizing the Director of Island Operations for the Treasure Island Development Authority to execute a second amendment to the sublease with Walden House to add 12 residential units to the premises, to increase the common area maintenance charge and to increase utility rates.
(Treasure Island Development Authority)

5/17/2007, RECEIVED AND ASSIGNED to Budget and Finance Committee.

070746 **[Lease of Real Property at 760 Harrison Street]**
Resolution authorizing extension of a lease of real property at 760 Harrison Street for the Department of Public Health.
(Real Estate Department)

5/21/2007, RECEIVED AND ASSIGNED to Budget and Finance Committee.

070762 **[Airport Operating Agreement with Signature Flight Support Corporation]**
Resolution approving the Fixed Base Operator Lease and Operating Agreement between Signature Flight Support Corporation and the City and County of San Francisco, acting by and through its Airport Commission.
(Airport Commission)

5/22/2007, RECEIVED AND ASSIGNED to Budget and Finance Committee.

070763 **[Airport Concession Lease]**
Resolution approving the Boarding Area "F" Hub Specialty Store Lease "A" between Air Sun dba Sunglass Hut and the City and County of San Francisco, acting by and through its Airport Commission.
(Airport Commission)

5/22/2007, RECEIVED AND ASSIGNED to Budget and Finance Committee.

070769 **[Amending a contract with anticipated expenditure in excess of $10 million]**

Resolution approving the Eighth Amendment to the agreement between the City and County of San Francisco (Purchaser) and Sunset Scavenger Company (Contractor) for sludge hauling, increasing the total compensation to the Contractor by $1.3 million to $12,415,000, pursuant to San Francisco Charter Section 9.118(b).
(Office of Contract Administration)

5/25/2007, RECEIVED AND ASSIGNED to Budget and Finance Committee.

070765 [Petition and Communications]

Petitions and Communications received from May 15, 2007 through May 25, 2007 for reference by the President to June 5, 2007.

From concerned citizens, submitting support for the implementation of Community Choice energy in San Francisco, File 070501, Over 100 letters (1)

From concerned citizens, submitting support for the proposed Wi-Fi agreement with Google and Earthlink. File 070077, Copy: Each Supervisor, 9 letters (2)

From concerned citizens, submitting opposition to the delay in approving the proposed Wi-Fi agreement with Google and Earthlink. File 070077, Copy: Each Supervisor, 3 letters (3)

From concerned citizens, urging the Board to support District Attorney Kamala Harris' recent request for additional funding for her department. 34 letters (4)

From concerned citizens, submitting opposition to the proposed ban on feeding the parakeets at Ferry Park. File 070467, Copy: Each Supervisor, 16 letters (5)

From Nancy Brudigam, submitting an article entitled, "The Effects of Feeding Wildlife" in support of the proposed ban to prohibit feeding of the wild parakeets at Ferry Park. File 070467, Copy: Each Supervisor (6)

From Jeff Ente, commenting on the research conducted on the feeding of the wild parakeets at Ferry Park. File 070467 (7)

From Nancy Brudigam, commenting on the proposed ban on feeding the wild parakeets at Ferry Park. File 070467, 4 letters (8)

From Human Services Agency, regarding status on the number of individuals on waiting lists for substance abuse, mental health, housing and transitional housing and the average wait list length of time for each service. (Reference 20070410-003) (9)

From Department of Public Health, regarding status on the number of individuals on waiting lists for substance abuse, mental health, housing and transitional housing and the average wait list length of time for each service. (Reference 20070410-002) (10)

From Department of Public Works, regarding status on removing graffiti from public property located at (emergency boxes) 2094 Grove Street and Northeast corner of Buchanan and Page Street. (Reference 20070417-008) Copy: Supervisor Mirkarimi (11)

From Department of Public Works, regarding status on removing graffiti from mailboxes and garbage cans at various locations in District 5. (Reference 20070417-011) Copy: Supervisor Mirkarimi (12)

From Department of Public Works, regarding status on removing graffiti from light switch boxes and phone switch boxes at various locations in District 5. (Reference 20070417-010) Copy: Supervisor Mirkarimi (13)

From Department of Public Works, regarding status on removing graffiti from news stands at various locations in District 5. (Reference 20070417-012) Copy: Supervisor Mirkarimi (14)

From Department of Public Works, regarding status on removing graffiti from utility boxes at various locations in District 5. (Reference 20070501-005) Copy: Supervisor Mirkarimi (15)

From Department of Public Works, regarding status on removing graffiti from news stands at various locations in District 5. (Reference 20070424-011) Copy: Supervisor Mirkarimi (16)

From Department of Public Works, regarding status on removing graffiti from utility boxes at various locations in District 5. (Reference 20070424-009) Copy: Supervisor Mirkarimi (17)

From Department of Public Works, regarding status on removing graffiti from mailboxes and garbage cans at various locations in District 5. (Reference 20070424-010) Copy: Supervisor Mirkarimi (18)

From Department of Public Works, regarding status on removing graffiti from public property (phone booths and billboards) located at various locations in District 5. (Reference 20070424-005) Copy: Supervisor Mirkarimi (19)

From Christian Holmer, regarding electronic versions of advance scheduling of City Hall conference and hearing rooms in and around Room 200. (20)

From Christian Holmer, regarding Park Station updates. (21)

From Christian Holmer, regarding the posting of Word versions of current, pending, and past legislation. (22)

From Kimo Crossman, regarding response to City Attorney letter. (23)

From City Attorney, submitting copy of response to constituent regarding outstanding public records requests. (24)

From concerned citizens, regarding San Francisco's Director of Public Health. 2 letters (25)

From Coalition for Adequate Review, submitting request for continuance of hearing on appeal for the Market and Octavia Neighborhood Plan. File 070560 (26)

From Municipal Transportation Agency, regarding response to Budget Analyst Report for Item 1 on Budget and Finance Committee Agenda on May 16, 2007. File 070545 (27)

From Belinda Craig, commenting on the elimination of the 15 Third bus service. (28)

From Ethics Commission, regarding approved regulations related to gifts from restricted sources and amendments to other conflicts of interest regulations. (29)

From Adult Probation Department, regarding funds ($268.018) placed on reserve including $229,700 of salaries, $20,000 of overtime and $18,318 of equipment to the Adult Probation Department for violence prevention programs. (30)

From Office of the Controller/City Services Auditor, submitting report concerning the review of Plaza Apartment Association and its compliance with the City and County of San Francisco ordinance prohibiting the use of City funds for political activity. (31)

From Albert Bianchini, commenting on various issues regarding San Francisco. (32)

From Erin Cline, commenting on the handling of biohazardous waste by emergency personnel. Copy: San Francisco Police Department (33)

From Design and Project Management Services, regarding the reappointment of Jim Meko to the Entertainment Commission. (34)

From Good Government Alliance, submitting to the Board an immediate disclosure request per Sunshine Ordinance and California Public Records Act for books, documents and records. (35)

From European/American Issues Forum, submitting copy of response to the Police Commissioner regarding a letter published in the SF Chronicle's "Letters to the Editor". (36)

From Terry Frye, commenting on compassionate services for medical cannabis. (37)

From Department of Health Services, regarding Child Health and Disability Prevention (CHDP) allocations for fiscal year 2007-2008. (38)

From Office of the Controller/City Services Auditor, submitting its audit report on the San Francisco Municipal Transportation Agency concerning combined revenue from parking meters and citations. (39)

From The White House, submitting response to Mayor Newsom regarding border security and illegal immigration. (40)

From Laura P. Juran, submitting notice of resignation from position as an appointee to the Sweatfree Procurement Advisory Group. Copy: Rules Committee Clerk (41)

From Debbie Mansfield, submitting notice of resignation from the Graffiti Advisory Board. Copy: Rules Committee Clerk (42)

From concerned citizens, submitting support for the proposed ban on feeding the wild parakeets at Ferry Park. File 070467, Copy: Each Supervisor, 2 letters (43)

From Department of Building Inspection, regarding status on the permitting process and timelines for Medical Cannabis Dispensaries and on any delays in the process. (Reference 20070327-005) (44)

From Troy Nickol, commenting on MUNI's T-Third service delays during his morning commute on 5/17/07. Copy: Municipal Railway (45)

From Mayor Newsom, regarding an ordinance approving $5.0 million in supplemental spending at the end of the current fiscal year. File 070555, Copy: Each Supervisor (46)

From Stradling, Yocca, Carlson & Rauth, regarding California Community College financing authority 2007 tax and revenue anticipation note programs, Series 2007A, San Francisco Community College District. Copy: Treasurer/Tax Collector (47)

From California Public Utilities Commission regarding notification of application filing by Pacific Gas and Electric Company (PG&E) for approval of Cost of Capital proposal (COC). (48)

From James Chaffee, commenting on an immediate disclosure request response from the City Attorney's office. (49)

From G. Patrick Noakes, commenting on the Pine Lake Meadow parking issue. (50)

From Denise D. Anne, commenting on the use of bio-fuels. (51)

From Laura A. D'Amico, submitting online petition of constituent signatures in opposition of the proposed ban on feeding the wild parakeets at Ferry Park. File 070467, Copy: Each Supervisor (52)

From concerned citizens, urging the Board to spend less time on political and ideological matters and more time on basic quality of life issues. 6 letters (53)

From Joe Jerkins, commenting on the six-month trial closure of JFK Drive on Saturdays. (54)

From concerned citizens, urging the Board to spend tax money more efficiently. 4 letters (55)

From Office of the Controller/City Services Auditor, submitting report concerning the review of San Francisco Pretrial Diversion Project, Inc. and its compliance with the City and County of San Francisco ordinance prohibiting the use of City funds for political activity. (56)

From David Aydee, urging the Board to oppose District Attorney Kamala Harris' recent request for additional funding for her department.. (57)

From Florence Fung, commenting on the ongoing problem of traffic roadblock due to MUNI buses idling in the street. Copy: Supervisor Elsbernd (58)

From Police Commission, submitting notice that Resolution 48-07, election of President and Vice President of the Police Commission, was adopted. (59)

From Capital Planning Committee, regarding recommendation regarding supplemental appropriation request for Juvenile Hall Replacement Project. File 070488. (60)

070768 **[Petition and Communications]**

Petitions and Communications received from May 15, 2007 through May 25, 2007 for reference by the President to June 5, 2007. (Part 2)

From Law Offices of Stephen M. Williams, submitting letter-brief for the appeal of the Market and Octavia Neighborhood Plan Final EIR. File 070560 (61)

From Law Offices of Stephen M. Williams, submitting request for continuance for the appeal of the Octavia and Market Neighborhood Final EIR. File 070560 (62)

From concerned citizens, commenting on the spread of disease by wild parakeets. File 070467, 3 letters (63)

From San Francisco Labor Council AFL-CIO, submitting copy of letter addressed to UCSF regarding several concerns around the University's recent relinquishing of federal funding for two transgender HIV prevention programs housed at the Center for AIDS Prevention Studies. (64)

From Office of the Controller, regarding budget analyst services for fiscal year 2007-2008. (65)

From Abdalla Megahed, commenting on various issues and concerns. (66)

From Adrienne Dair, regarding crystallized meth being distributed as pop rock candy to children in SF Middle Schools. (67)

From Planning Department, regarding status on the permitting process and timelines for Medical Cannabis Dispensaries and on any delays in the process. (Reference 20070327-003) (68)

From Mayor Gavin Newsom, submitting notice designating Supervisor Elsbernd and Supervisor Maxwell as Acting Mayor in his absence. (69)

From Public Utilities Commission, submitting Resolution 07-0079 and Resolution 07-0080 adopting schedules of rates, fees and charges of the San Francisco Public Utilities Commission Water Enterprise. File 070668, Copy: Each Supervisor (70)

From T-Mobile USA, Inc. submitting notification letter to California Public Utilities Commission regarding the cellular base site at 1800 Union Street. (71)

From Planning Department, regarding status on removing general advertising signs from various locations in District 1. (Reference 2070320-004) (72)

From Department of Transportation, submitting report on information regarding the illegal discharge of hazardous waste. (73)

From Department of Transportation-District 4, submitting copy of response to constituent regarding safety improvements at the intersection of Lake Merced and Skylline Boulevards. (Reference 20020708-004) Copy: Each Supervisor (74)

From San Francisco Labor Council AFL-CIO, submitting opposition to the proposed change of the City Charter to alter the pay formula for MUNI operators. (75)

From concerned citizens, commenting on the proposed closure of Club 6. Copy: Supervisor Daly, 2 letters (76)

From Department of Public Health, submitting monthly STD report for the month of April 2007. (77)

From Phil Balla, commenting on a recent crime in the Western Addition. Copy: Supervisor

Mirkarimi (78)

From Josh Williams, commenting on SF Gate's article regarding Office Jesse Serna. 4 letters (79)

From Bixia Zheng, submitting support for Supervisor Jew. Copy: Supervisor Jew (80)

From concerned citizen, urging the Board to terminate Supervisor Jew. (81)

From The Green Guerrillas, commenting on the Mayor's failure to commit to Community Choice Aggregation. (82)

From Menlo School, submitting petition from students concerned with the health of the San Francisco Bay. (83)

From Supervisor Peskin, responding to constituent regarding a Certificate of Honor recognition from the Board of Supervisors. (84)

From Jeff Williams, commenting on various issues and concerns. (85)

From Rona Renner, commenting on drug dealing taking place in front of the Tenderloin Childcare Center. Copy: Each Supervisor (86)

From Mike Silva, urging the Board to stop the proposed cuts to the mentally ill population. Copy: Supervisor Dufty (87)

From Shawn A. Riney, commenting on medical marijuana dispensaries in the Lower Haight neighborhood. Copy: Supervisor Mirkarimi (88)

From Christian Holmer, regarding an immediate disclosure request from various City departments. (89)

From Christian Holmer, regarding an immediate disclosure request from the District Attorney's Office. (90)

From Christian Holmer, commenting on anonymity and privacy issues. (91)

From San Francisco Redevelopment Agency, submitting financial and performance reports for fiscal year 2005-2006, and for the nine months ended March 31, 2007 pursuant to Board of Supervisors Resolution No. 654-96. (92)

From Department of Public Works, regarding status on repairing sidewalks at Laguna Street between Geary and Ellis Streets. (Reference 20070508-006) Copy: Supervisor Mirkarimi (93)

From Department of Public Works, regarding status on removing graffiti at 2000 Grove Street, 1813 Fulton Street and 590 Baker Street. (Reference 20070417-009) Copy: Supervisor Mirkarimi (94)

From Department of Public Works, regarding status on removing graffiti from mailboxes and garbage cans at various locations in District 5. (Reference 20070508-003) Copy: Supervisor Mirkarimi (95)

From Department of Public Works, regarding status on removing graffiti from newsstands at various locations in District 5. (Reference 20070508-009) Copy: Supervisor Mirkarimi (96)

From John Redmond, submitting support for the one of the Cemusa designs for the new MUNI bus shelters. Copy: Municipal Raillway (97)

From Christian Holmer, regarding an immediate disclosure request regarding Mayor Newsom's calendar. (98)

From Ned Richards, submitting support for the Mayor's Community Court idea. Copy: Supervisor Daly (99)

From San Francisco Redevelopment Agency, submitting financial and performance reports for fiscal year ended June 30, 2006 pursuant to California Community Redevelopment Law. (100)

APPOINTMENTS BY THE MAYOR

Recreation and Parks Commission
James Lazarus
Michael Sullivan

Arts Commission
Jose Cuellar

Entertainment Commission
Audrey Joseph

PROPOSED MOTIONS

ADJOURNMENT

Legislation Pending Under the "30 Day Rule"

These items may not be heard by Committee until the date in the right hand column.

As Revised May 31, 2007

Rule 5.40 provides that when an ordinance or resolution is introduced which would create or revise major city policy, the committee to which the legislation is assigned shall not consider the legislation until at least thirty days after the date of introduction. The provisions of this rule shall not apply to the routine operations of the departments of the City or when a legal time limit controls the hearing timing. In general the rule shall not apply to hearings to consider subject matter when no legislation has been presented, nor shall the rule apply to resolutions which simply urge action to be taken.

Charter amendment (First Draft) to amend Sections 8A.101 through 8A106, 8A.108 through 8A.110, 8A.112 through 8A.113, 9.118, and A8.404, repealing Section 16.110; and by re-numbering Sections 16.100 and 16.102 as 8A.114 and 8A.115, respectively, all to increase the efficiency, effectiveness and autonomy of the Municipal Transportation Agency.	070731	Rules Committee	Peskin	5/22/07	6/22/07
Charter amendment (First Draft) to repeal the existing Section 16.109 and to add a new Section 16.109, to renew the Library Preservation Fund for fifteen years and to authorize the City and County of San Francisco to issue debt for Library purposes secured by and /or repaid from the Fund.	070730	Rules Committee	Peskin, Maxwell, Jew, Elsbernd, Alioto-Pier, Mirkarimi, McGoldrick, Dufty, Ammiano	5/22/07	6/22/07
Charter amendment (First Draft) to amend Section 13.101 and Article XVII to change the election cycle for the offices of Mayor, Sheriff, District Attorney, City Attorney and Treasurer so that these offices will be elected in even-numbered years; and to amend the definition of general municipal election so that such elections occur only in even-numbered years.	070729	Rules Committee	McGoldrick	5/22/07	6/22/07

Charter amendment (First Draft) to amend Section A8.506-2 to authorize the Board of Supervisors to amend a contract with the Public Employees Retirement System in order to transfer to the San Francisco Employees' Retirement System the assets and liabilities of certain airport police officers, and by adding Section A8.597-10(d) to include time worked as an airport police officer in the calculation for retirement benefits for police department employees.	070728	Rules Committee	McGoldrick	5/22/07	6/22/07
Charter amendment (First Draft) to amend Sections 8A.102, 8A.106, and 8A.107, to provide that: the Municipal Transportation Agency's budget shall be subject to the City's normal budget process; the Municipal Transportation Agency shall be subject to regulation by the Board of Supervisors; the Municipal Transportation Agency must comply with voter-approved ordinances; and, the Controller, rather than the Agency, shall administer the biennial municipal transportation quality review survey and study.	070727	Rules Committee	McGoldrick, Sandoval	5/22/07	6/22/07
Charter amendment (First Draft) to amend Sections 2.103 and 3.100 to require the Mayor to appear personally at one regularly-scheduled meeting of the Board of Supervisors each month to engage in formal policy discussions with members of the Board and to authorize the Board to adopt rules and guidelines.	070726	Rules Committee	Daly	5/22/07	6/22/07
Charter amendment (First Draft) to add Section 16.128 – Use of City Surplus Real Property for Affordable Housing.	070725	Rules Committee	Daly	5/22/07	6/22/07

Charter amendment (First Draft) to add Section 16.127 to appropriate funds for affordable housing programs.	070724	Rules Committee	Daly	5/22/07	6/22/07
Charter amendment (First Draft) to amend Sections 2.113 and 3.100 to require the Mayor or four or more members of the Board of Supervisors proposing to submit an initiative to the voters to submit the measure to the Board of Supervisors first for a public hearing.	070677	Rules Committee	Elsbernd, Peskin, McGoldirck, Alioto-Pier, Maxwell	5/15/07	6/15/07
Ordinance amending the SF Police Code by adding Section 4513 to create a local registry of gun offenders convicted in SF.	070689	Public Safety Committee	Mayor, District Attorney, Maxwell, Mirkarimi	5/15/07	6/15/07
Ordinance amending the SF Police Code by amending Section 613.10 to require licensed firearms dealers to transmit to the Chief of Police an inventory of firearms every six months,	070684	Public Safety Committee	Mayor, District Attorney, Maxwell, Mirkarimi	5/15/07	6/15/07
Ordinance amending the SF Police Code by adding Section 4512 to require that all handguns located within a residence be kept in a locked container or disabled with a trigger lock.	070683	Public Safety Committee	Mayor, District Attorney, Maxwell, Mirkarimi	5/15/07	6/15/07
Ordinance amending the SF Police Code by adding Section 617 to prohibit the possession or sale of firearms or ammunition on property controlled by the City and County of SF.	070682	Public Safety Committee	Mayor, District Attorney, Maxwell, Mirkarimi	5/15/07	6/15/07
Ordinance adding Planning Code Sections 731 et seq. To establish the Pacific Ave Individual Area Neighborhood Commercial District.	070681	Land Use and Economic Development Committee	Peskin	05/15/07	06/15/07

Ordinance amending SF Traffic Code Sections 127, 128, 128.1, 128.1-A, 128.2, and 128.3 to clarify the definition of "Proof of Payment" and impose administrative penalties and fees for certain types of fare evasion or passenger misconduct offenses instead of criminal penalties where authorized by state law, and authorizing the Municipal Transportation Agency's Board of Directors to set the specific penalty and fee amounts.	070680	Government Audit and Oversight Committee	Peskin	05/15/07	06/15/07
Ordinance amending the Administrative Code by adding Chapter 49B to provide that landlords re-key or replace all locks on all outside doors after all tenants vacate a residential rental unit, including outside doors on the unit itself and any separate outside doors on any storage and/or garage facility provided for the exclusive use of that unit.	070679	Land Use and Economic Development Committee	McGoldrick	5/15/07	6/15/07
Ordinance amending Planning Code Section 304-.5, Institutional Master Plans, to require a qualified health planner retained by DPH to analyze the relationship to citywide health care needs of medical institutions' institutional master plans, revisions, and conditional use applications, to provide comments to the Planning Department, making environmental finds, and making finds of consistency with the General Plan and priority policies of Planning Code Section 101.1	070678	Land Use and Economic Development Committee	Maxwell	5/15/07	6/15/07
Ordinance amending the Municipal Elections Code by adding section 335 to require initiative petition circulators to display a badge disclosing whether they are volunteer or paid	070672	Rule Committee	Daly	5/15/07	6/15/07

circulators.					
Ordinance amending the Planning Code to Create the Fringe Financial Service Restricted Use District and Making Related Zoning Map Amendments.	070671	Land Use and Economic Development Committee	Ammiano	5/15/07	6/15/07
Ordinance amending Sections 3304, 3005, 3307, and 3308 of the SF Health Code and Sections 209.3, 217, 790.141 and 890.133 of the SF Planning Code to (a) require the Director of Public Health to certify that applicants for Medical Cannabis Dispensary permits have not been convicted of certain felony offenses, (b) require DBI to review and approve Dispensaries' security measures, including lighting and alarms, (c) authorize the Mayor's Office of Disability to approve equivalents to new construction accessibility requirements where Dispensaries demonstrate a hardship and satisfy minimum standards; and (d) extend the time period for Dispensaries to obtain a Medical Cannabis Dispensary permit to January 1, 2008.	070667	City Operations and Neighborhood Services Committee	Alioto-Pier	05/15/07	06/15/07
Ordinance describing the limits in existing redevelopment plans on acquisition of real property by the Redevelopment Agency of the City and County of San Francisco through the use of eminent domain, in compliance with a new requirement of the California Community Redevelopment Law.	070628	Land Use and Economic Development Committee	Peskin	5/8/07	6/8/07

Ordinance amending Section 315.4 to provide for a new alternative to meeting the requirements of the Residential Inclusionary Affordable Housing Ordinance; adding Section 315.6A to provide that a project sponsor may pay the amount of the in lieu fee to a qualifying nonprofit entity to acquire and rehabilitate units as permanently affordable rental housing if the number of resulting units will be 25% higher than the amount provided under the existing off-site alternative; and making findings, including findings under the California Environmental Quality Act.	070623	Land Use and Economic Development Committee	Daly	5/8/07	6/8/07
Ordinance amending Planning Code Sections 7903.355, 249.5, 781.8, 782, and 783 to remove grocery stores and other similar uses from prohibitions placed on the establishment of liquor stores in certain districts; and making environmental findings and findings of consistency with the General Plan and priority policies of Planning Code Section 101.1.	070617	Land Use and Economic Development Committee	Alioto-Pier	5/8/07	6/8/07

BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO

AGENDA

Legislative Chamber - Second Floor
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689
Tuesday, June 12, 2007 2:00 PM

Regular Meeting

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AARON PESKIN, PRESIDENT
MICHELA ALIOTO-PIER, TOM AMMIANO, CHRIS DALY,
BEVAN DUFTY, SEAN ELSBERND, ED JEW, SOPHIE MAXWELL,
JAKE McGOLDRICK, ROSS MIRKARIMI, GERARDO SANDOVAL

Kay Gulbengay, Interim Clerk of the Board

Agendas of the Board of Supervisors are available on the internet at www.ci.sf.ca.us/bdsupvrs

BOARD COMMITTEES

Committee Membership	Meeting Days
Budget and Finance Committee Supervisors Daly, Ammiano, Dufty, Mirkarimi, Elsbernd	Wednesday 1:00 PM
City and School District Select Committee Supervisors Dufty, Mirkarimi, Maxwell, Commissioners Kim, Mendoza, Wynns	1st and 3rd Thursday 3:30 PM
City Operations and Neighborhood Services Committee Supervisors McGoldrick, Alioto-Pier, Jew	2nd and 4th Thursday 1:00 PM
Government Audit and Oversight Committee Supervisors Elsbernd, Alioto-Pier	1st and 3rd Mondays 10:00 AM
Land Use and Economic Development Committee Supervisors Maxwell, Sandoval, McGoldrick	Monday 1:00 PM
Public Safety Committee Supervisors Mirkarimi, Maxwell, Dufty	2nd and 4th Monday 10:00 AM
Rules Committee Supervisors Ammiano, Elsbernd, Peskin	1st and 3rd Thursday 10:00 AM

First-named Supervisor/Commissioner is Chair, Second-named Supervisor/Commissioner is Vice-Chair, of the Committee.

Board Meeting Procedures

The Board of Supervisors is the Legislative Body of the City and County of San Francisco. The Board considers ordinances and resolutions, most of which have been the subject of hearings before the standing committees of the board at which members of the public are urged to testify. The full Board does not hold a second public hearing on measures which have been heard in committee.

Board procedures do not permit: 1) persons in the audience to vocally express support or opposition to statements by Supervisors or by other persons testifying; 2) ringing and use of cell phones, pagers and similar sound-producing electronic devices, (Violators may be removed from the meeting room.) 3) signs to be brought into the meeting or displayed in the room; and 4) standing in the Legislative Chamber.

Citizens are encouraged to testify at Board hearings and to write letters to the Board and to its members, City Hall, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102.

USING LAPTOP COMPUTERS FOR PRESENTATIONS: Please contact City Hall Media Services at (415) 554-4933 to coordinate the use of laptop computers for presentations at the meeting. Computers to be used are required to be tested in advance. The presenter should arrive 30 minutes prior to the meeting to connect and test their computer.

THE AGENDA PACKET IS AVAILABLE AT CITY HALL, ROOM 244, RECEPTION DESK. Agendas are available on the internet at www.sfgov.org/site/bdsupvrs_index.asp?id=4383 For information, call (415) 554-5184.

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Results of each Board meeting can be obtained about a half hour after the end of the meeting by telephoning (415) 554-5555.

Requests for language interpreters at a meeting must be received at least 48 hours in advance of the meeting to help ensure availability. Contact Madeleine Licavoli at (415) 554-7722.

AVISO EN ESPAÑOL: La solicitud para un traductor en una reunion debe recibirse antes de mediodia de el viernes anterior a la reunion. Llame a Erasmo Vazquez (415) 554-4909.

翻譯 *必須在會議前最少四十八小時提出要求*
請電 (415) 554-7701

Disability Access

The Legislative Chamber and the Committee Room in City Hall are wheelchair accessible.

Meetings are real-time captioned and are cablecast open-captioned on SF Cable 26. Assistive listening devices for the Legislative Chamber are available upon request at the Clerk of the Board's Office, Room 244. Assistive listening devices for the Committee Room are available upon request at the Clerk of the Board's Office, Room 244 or in the Committee Room. To request sign language interpreters, readers, large print agendas or other accommodations, please contact Madeleine Licavoli at (415) 554-7722 or (415) 554-5227 (TTY). Requests made at least 48 hours in advance of the meeting will help to ensure availability.

The nearest accessible BART station is Civic Center (Market/Grove/Hyde Streets). Accessible MUNI Metro lines are the J, K, L, M, and N (Civic Center or Van Ness Stations). MUNI bus lines serving the area are the 47 Van Ness, 9 San Bruno, and the 6, 7, 71 Haight/Noriega. For more information about MUNI accessible services, call (415) 923-6142.

There is accessible parking in the vicinity of City Hall at Civic Center Plaza and adjacent to Davies Hall and the War Memorial Complex. Accessible curbside parking is available on Dr. Carlton B. Goodlett Place and Grove Street.

In order to assist the City's efforts to accommodate persons with severe allergies, environmental illness, multiple chemical sensitivity or related disabilities, attendees at public meetings are reminded that other attendees may be sensitive to perfumes and various other chemical-based scented products. Please help the City to accommodate these individuals.

Know Your Rights Under the Sunshine Ordinance

Government's duty is to serve the public, reaching its decision in full view of the public. Commissions, boards, councils and other agencies of the City and County exist to conduct the people's business. This ordinance assures that deliberations are conducted before the people and that City operations are open to the people's review.

For information on your rights under the Sunshine Ordinance (Chapter 67 of the San Francisco Administrative Code) or to report a violation of the ordinance, contact Frank Darby by mail to Sunshine Ordinance Task Force, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco CA 94102, by phone at (415) 554-7724, by fax at (415) 554-7854 or by email at sotf@sfgov.org

Citizens may obtain a free copy of the Sunshine Ordinance by contacting Mr. Darby or by printing Chapter 67 of the San Francisco Administrative Code on the Internet, at http://www.sfgov.org/sunshine

Lobbyist Registration and Reporting Requirements

Individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [SF Campaign & Governmental Conduct Code Sec. 2.100] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the San Francisco Ethics Commission at 30 Van Ness Avenue, Suite 3900, San Francisco, CA 94102; telephone (415) 581-2300; fax (415) 581-2317; web site www.sfgov.org/ethics

ROLL CALL AND PLEDGE OF ALLEGIANCE

AGENDA CHANGES

COMMUNICATIONS

Note: Each item on the Consent or Regular agenda may include the following documents:
1) Legislation
2) Budget Analyst report
3) Legislative Analyst report
4) Department or Agency cover letter and/or report
5) Public correspondence
These items will be available for review at City Hall, Room 244, Reception Desk.

SPECIAL ORDER 2:00 P.M. - Mayor's Appearance Before The Board

(This item will be read at the third regularly scheduled Board meeting of every month)

The following is a time dedicated for the Mayor to discuss with the Board of Supervisors issues pertaining to the governance of the City and County of San Francisco. The Board of Supervisors offers this time for dialogue on the third regularly scheduled Board meeting of every month pursuant to the will of the voters as expressed in Proposition I in November of 2006.

Should the Mayor fail to appear after five minutes of the item being called, the Clerk shall remove the item from the Board's agenda, and the item shall not be considered by the Board. Should the Mayor appear and the Board therefore consider this item, public comment for this item will take place during general public comment.

CONSENT AGENDA

All matters listed hereunder constitute a Consent Agenda, are considered to be routine by the Board of Supervisors and will be acted upon by a single roll call vote of the Board. There will be no separate discussion of these items unless a member of the Board so requests, in which event the matter shall be removed from the Consent Agenda and considered as a separate item.

Items 1 through 10

Recommendation of the Budget and Finance Committee

Present: Supervisors Daly, Ammiano, Dufty, Mirkarimi, Elsbernd

1. 070422 **[Appropriating $953,347 of State reimbursements for additional ballot costs and other current expenses in the Department of Elections for Fiscal Year 2006-2007]**
Supervisor Elsbernd
Ordinance retroactively appropriating $953,347 from State mandated prior year election cost reimbursements to fund additional ballot costs related to the November 2006 Election and other current expenses in the Department of Elections for Fiscal Year 2006-2007.
(Elections Department)
(Fiscal Impact.)

6/5/2007, PASSED ON FIRST READING. Supervisor Elsbernd requested to be added as a co-sponsor.
Question: Shall this Ordinance be FINALLY PASSED?

Recommendation of the City Operations and Neighborhood Services Committee

Present: Supervisors McGoldrick, Alioto-Pier

2. 070632 **[Landmark Tree Designation of New Zealand Christmas Tree at 1221 Stanyan Street]**
Supervisor Mirkarimi
Ordinance designating the New Zealand Christmas tree in front of 1221 Stanyan Street (Assessor's Block 2664, Lot 008) as a landmark street tree pursuant to Public Works Code Section 810, making findings supporting the designation, and requesting official acts in furtherance of the landmark tree designation.

6/5/2007, PASSED ON FIRST READING.
Question: Shall this Ordinance be FINALLY PASSED?

Recommendation of the Government Audit and Oversight Committee

Present: Supervisors Elsbernd, Alioto-Pier

3. 070743 **[Public Employment - Airport Commission and City Planning]**
Mayor, Supervisor Peskin
Ordinance amending Ordinance No. 203-06 (Annual Salary Ordinance FY 2006-2007) to reflect the proposed changes to the Airport Commission (AIR) and City Planning (CPC) staffing by decreasing total staffing by 3.00 positions (0.12 FTE).

6/5/2007, PASSED ON FIRST READING.
Question: Shall this Ordinance be FINALLY PASSED?

Recommendations of the Land Use and Economic Development Committee

Present: Supervisors Maxwell, Sandoval

4. 070179 **[Parking Regulations]**
Supervisor Dufty
Resolution enacting and rescinding parking regulations at various locations.

RESIDENTIAL PERMIT PARKING AREA "D", 4-HOUR TIME LIMIT, 9 AM to 5 PM, MONDAY THROUGH FRIDAY - ESTABLISH
Bosworth Street, north side, from Chilton Avenue to Elk Street.

2-HOUR TIME LIMIT, 9 AM TO 6 PM, MONDAY THROUGH FRIDAY - RESCIND
Bosworth Street, north side, from Chilton Avenue to Elk Street.
(2/5/07 - Categorically exempt from Environmental Review Class 1(c)(9) changes in the traffic and parking regulations where such changes do not establish a higher speed limit or result in more than a negligible increase in the use of the street.)

Question: Shall this Resolution be ADOPTED?

5. 070406 **[Parking Regulations]**
Supervisor Daly
Resolution enacting and rescinding parking regulations at various locations.

RESIDENTIAL PERMIT PARKING – AREA "U" – RESCIND
1 South Park (excludes lot 7 of block 3775 from the permit area)
(Categorically exempt from Environmental Review Class 1(c)(9) changes in the traffic and parking regulations where such changes do not establish a higher speed limit or result in more than a negligible increase in the use of the street.)

Question: Shall this Resolution be ADOPTED?

6. 070569 [STOP Intersections]

Resolution designating certain intersections as "STOP" intersections.

STOP SIGNS – ESTABLISH
18th Street at Illinois Street, stopping the stem of this T-intersection;
Piedmont Street at Masonic Avenue, stopping Piedmont Street, making this T-intersection an All-Way STOP;
Noriega and 21st Avenue, stopping Noriega Street, making this intersection an All-Way STOP;
Detroit Street and Staples Avenue, stopping Detroit Street, making this intersection an All-Way STOP; and,
Lisbon Street and Silver Avenue, making this T-intersection an All-Way STOP.

STOP SIGNS - RESCIND
Craut Street and Silver Avenue intersection (rescind the 3-Way Stop);
Craut Street and Maynard Street (rescind the southbound Craut Street STOP); and,
Craut Street and Ney Street (rescind the southbound Ney Street STOP).
(Parking and Traffic Department)
(4/24/07 - Categorically exempt from Environmental Review Class 1(c)(9) changes in the traffic and parking regulations where such changes do not establish a higher speed limit or result in more than a negligible increase in the use of the street; DPW Order No. 3349)

Question: Shall this Resolution be ADOPTED?

7. 070570 [Traffic Regulations]

Resolution enacting and rescinding traffic regulations on various streets.

ONE-WAY STREET (NORTHBOUND) - ESTABLISH
Craut Street, between Silver Avenue and Trumbull Street
(Parking and Traffic Department)
(4/24/07 - Categorically exempt from Environmental Review Class 1(c)(9) changes in the traffic and parking regulations where such changes do not establish a higher speed limit or result in more than a negligible increase in the use of the street; DPW Order No. 3349)

Question: Shall this Resolution be ADOPTED?

Recommendations of the Rules Committee

Present: Supervisors Ammiano, Elsbernd, Peskin

8. 070558 [Settlement of Lawsuit - A. Ruiz Construction & Associates, Inc.]

Ordinance authorizing settlement of the lawsuit filed by the City and County of San Francisco against A. Ruiz Construction & Associates, Inc. for $200,000; the lawsuit was filed on January 28, 2005 in San Francisco Superior Court, Case No. 438-235; entitled City and County of San Francisco, et al. v. A. Ruiz Construction & Associates, et al.
(City Attorney)

6/5/2007, PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

9. 070559 **[Settlement of Lawsuit - Proven Management, Inc.]**

Ordinance authorizing settlement of the lawsuits filed by: (1) the City and County of San Francisco ("the "City") against Proven Management, Inc. ("Proven") on August 01, 2005, in San Francisco Superior Court Case No. CGC 05-443632, entitled, City and County of San Francisco et. al. v. Proven Management, Inc. et. al., and (2) Proven against the City on December 15, 2005, in Tuolumne County Superior Court Case No. 51778, entitled, Proven Management, Inc. v. City and County of San Francisco et. al., with (g) Proven paying the City: $250,000 in damages; reimbursing the City up to $450,000 to administer corrective work; and Proven replacing valve assemblies and correcting numerous items of work on the Baden Pumps Station Project; and completing its contract; and (b) the City increasing Proven's contract amount on the Priest Bypass Project by $700,000 and releasing all contract balances.
(City Attorney)

6/5/2007, PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

10. 070598 **[Partial Settlement of Lawsuit - AON Risk Services of New York, Inc.]**

Ordinance authorizing settlement of the lawsuit filed by the City and County of San Francisco against Aon Risk Services of New York, Inc. for $220,000; San Francisco's causes of action against AON were filed on February 15, 2006, and constitute part of the coordinated proceeding entitled Jail No. 3 Replacement Project Cases, JCCP Case No: 4422, venued in San Mateo Superior Court; other material terms of said settlement are that San Francisco and AON will execute a mutual release, San Francisco will execute and file dismissals of all claims with prejudice, San Francisco and AON will each bear their own fees and costs of suit, AON will provide reasonable cooperation to San Francisco in regards to evidence that San Francisco may need for the case against ACMI and its related entities in the on-going litigation, and the settlement does not constitute an admission of liability regarding any claim.
(City Attorney)

6/5/2007, PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

*Questions on the Consent Agenda are on final passage, first reading, or adoption, as indicated:*_____

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendation of the City Operations and Neighborhood Services Committee

Present: Supervisors McGoldrick, Alioto-Pier

11. 070621 [Declaring a public nuisance]
Supervisors Dufty, Alioto-Pier
Ordinance amending Article 18 of the San Francisco Public Works Code by adding Section 944 to declare a public nuisance any property located in a underground utility district in which the property owner has refused to comply with an order from the Director of Public Works to install conduits and associated equipment necessary to obtain utility service at a building or structure on the property; amending Section 926 of the Public Works Code to allow the City to recover all costs incurred by the City in connection with abating the public nuisance; amending Sections 900, 915, and 919 through 930 of the Public Works Code consistent with this legislation; and further amending Sections 900, 901, 906, 908 through 911, and 938 of the Public Works Code to make certain technical changes that are necessary to bring those sections up-to-date.

6/5/2007, AMENDED, AN AMENDMENT OF THE WHOLE BEARING SAME TITLE.
6/5/2007, PASSED ON FIRST READING AS AMENDED.
Question: Shall this Ordinance be FINALLY PASSED?

Recommendation of the Land Use and Economic Development Committee

Present: Supervisors Maxwell, Sandoval, McGoldrick

12. 070217 [Zoning - Interim moratorium on installation of microcell equipment]
Supervisors Peskin, Jew, Sandoval, McGoldrick, Maxwell, Daly, Mirkarimi, Ammiano, Dufty, Alioto-Pier, Elsbernd
Urgency Ordinance approving an interim zoning moratorium on installation of microcell equipment for 45 days and making required findings, including findings of consistency with the priority policies of Planning Code Section 101.1 and environmental findings.

3/6/2007, CONTINUED. Continued to April 17, 2007.
4/17/2007, CONTINUED. Continued to May 22, 2007.
5/22/2007, CONTINUED. Continued to June 12, 2007.
Question: Shall this Ordinance be FINALLY PASSED?

NEW BUSINESS

Recommendations of the Budget and Finance Committee

Present: Supervisors Daly, Ammiano, Elsbernd

13. 070627 **[Public Employment]**
Mayor
Ordinance amending Ordinance No. 203-06 (Annual Salary Ordinance FY 2006-2007) to reflect the proposed changes to the Controller (CON), Fine Arts Museum (FAM), and Municipal Transportation Agency (MTA-DPT) staffing by decreasing total staffing by 4.00 positions (0.16 FTE).

Question: Shall this Ordinance be PASSED ON FIRST READING?

Present: Supervisors Daly, Ammiano, Dufty, Mirkarimi, Elsbernd

14. 070423 **[Contract for the purchase of telecommunications services in excess of $10 Million]**
Ordinance approving a contract with AT&T providing for the purchase of a variety of telecommunications services at a cost in excess of $10 million and waiving certain requirements of the Administrative Code with respect to the contract.
(Telecommunications and Information Services)
(Fiscal Impact.)

Question: Shall this Ordinance be PASSED ON FIRST READING?

15. 070501 **[Adopting Community Choice Aggregation Draft Implementation Plan and Adopting Further Implementation Measures]**
Supervisors Ammiano, Mirkarimi, Daly, Dufty
Ordinance adopting a Community Choice Aggregation Draft Implementation Plan, establishing key aspects of the Community Choice Aggregation Program, and adopting further implementation measures.
(Fiscal Impact; Economic Impact)

Question: Shall this Ordinance be PASSED ON FIRST READING?

16. 070777 **[Adopting Community Choice Aggregation Governance Structure]**
Supervisors Mirkarimi, Ammiano, Daly
Ordinance Adopting a Community Choice Aggregation Governance Structure.

Question: Shall this Ordinance be PASSED ON FIRST READING?

17. 070583 [Authorizing the Municipal Transportation Agency Board of Directors to impose special collections fee to recover actual City collection costs in addition to existing penalties for late citation payments]

Mayor

Ordinance amending Traffic Code Section 131 establishing a special collections fee to recover City collection costs for late citation payments, and authorizing the Municipal Transportation Agency Board of Directors to impose the special collections fee to recover actual City collection costs in addition to existing penalties for late citation payments.

(Supervisor Daly dissented in committee.)

Question: Shall this Ordinance be PASSED ON FIRST READING?

18. 070601 [Payment of Criminal Justice Reward]

Ordinance authorizing payment of a $25,000 reward to John Doe for supplying information leading to the arrest and conviction of Joseph Stevens in the shooting deaths of Dernae Wysinger and Naemon Wysinger.

(Mayor)

Question: Shall this Ordinance be PASSED ON FIRST READING?

19. 070585 [Approving the First Amendment to the Service Agreement and Property Use License for Towing, Storage and Disposal of Abandoned and Illegally Parked Vehicles]

Mayor

Resolution approving the First Amendment to the Service Agreement and Property Use License for Towing, Storage and Disposal of Abandoned and Illegally Parked Vehicles between the San Francisco Municipal Transportation Agency and TEGSCO, LLC, d.b.a. San Francisco AutoReturn.

Question: Shall this Resolution be ADOPTED?

From the Government Audit and Oversight Committee Without Recommendation

Present: Supervisors Elsbernd, McGoldrick

20. 070589 [Harding Park Golf Course--Fee Increase]

Supervisor McGoldrick

Ordinance amending Section 12.12 of the Park Code to increase fees at the Harding Park golf course by fifteen percent (15%); and to require the Recreation and Park Department to produce a mid-year report on the effect of the increase, and to prepare a three (3) year fiscal viability plan to substantially reduce the General Fund contribution to the golf program.

Question: Shall this Ordinance be PASSED ON FIRST READING?

Recommendations of the Land Use and Economic Development Committee

Present: Supervisors Maxwell, Sandoval, McGoldrick

21. 070133 **[Limiting exemptions from, and clarifying the scope and collection of, the Transit Impact Development Fee]**

Supervisor McGoldrick

Ordinance (1) amending Chapter 38 of the Administrative Code by (a) amending Sections 38.1 and 38.3, and adding a new Section 38.3-1 to limit the exemption from the current Transit Impact Development Fee (TIDF) for projects for which an application for environmental review or a categorical exemption was submitted on or before April 1, 2004, to instances in which a building or site permit is issued on or before September 4, 2008 and requiring that such exempt projects that would otherwise have been subject to the former TIDF pay a fee on new office space only equivalent to the amount that would have been due under the former TIDF ordinance; (b) amending Section 38.1 to clarify the definitions of "Gross Floor Area" and "Retail/Entertainment;" (c) amending Section 38.3 to correct an unintended exclusion for art spaces; (d) amending Section 38.5 to specify that the TIDF due for a project is based on the fee in effect on the date of payment; and (e) amending Section 38.6 to clarify the circumstances in which a credit for prior eliminated uses is available and make clear that any credit against the amount of the TIDF based on prior use cannot exceed the amount of the TIDF due; and (2) making environmental findings.

2/13/2007, SUBSTITUTED. Supervisor McGoldrick submitted a substitute ordinance bearing new title.

4/24/2007, SUBSTITUTED to Land Use and Economic Development Committee. Supervisor McGoldrick submitted a substitute ordinance bearing new title.

Question: Shall this Ordinance be PASSED ON FIRST READING?

Present: Supervisors Maxwell, Sandoval

22. 070178 **[Street encroachment for Little Saigon neighborhood entrance at Larkin and Eddy Streets]**

Supervisor Daly

Ordinance granting revocable permission to the Vietnamese Elderly Mutual Assistance Association to occupy a portion of the public right-of-way to construct sidewalk bulb-outs with two (2) 24" x 31" concrete and granite pillars at the northeast and northwest corners of Larkin and Eddy Streets to mark the entry to the Little Saigon neighborhood; waiving permit and right-of-way occupancy assessment fees and General Plan Referral fees; deleting two parking meter zones on Larkin Street to accommodate the encroachment; and making environmental findings and findings of consistency with the General Plan and the priority policies of Planning Code Section 101.1.

Question: Shall this Ordinance be PASSED ON FIRST READING?

23. **070564** **[Parking Regulations]**
Resolution enacting and rescinding parking regulations at various locations.

NO PARKING ANYTIME – ESTABLISH
Eucalyptus Drive, south side, from the Junipero Serra Boulevard Service Road to 33 feet westerly.

TOW-AWAY, NO PARKING ANYTIME – ESTABLISH
Vicente Street, south side, from Portola Drive to 49 feet westerly; and,
(Parking and Traffic Department)
(4/24/07 - Categorically exempt from Environmental Review Class 1(c)(9) changes in the traffic and parking regulations where such changes do not establish a higher speed limit or result in more than a negligible increase in the use of the street; DPW Order No. 3349)

Question: Shall this Resolution be ADOPTED?

From the Rules Committee Without Recommendation

Present: Supervisors Ammiano, Elsbernd, Dufty

24. **070759** **[Appointment, Recreation and Park Commission - Michael Sullivan]**
Mayor
Motion approving the Mayor's appointment of Michael Sullivan to the Recreation and Park Commission, for the term ending June 27, 2010.
(Charter Section 3.100-17 provides that the Board of Supervisors has the authority to reject the appointment by two-thirds vote of the Board (eight votes) within 30 days following transmittal of the Mayor's Notice of Appointment, and that failure of the Board to reject the appointment by two-thirds vote within the thirty day period shall result in the appointee continuing to serve as appointed. Transmittal date – May 16, 2007.)

Question: Shall this Motion be APPROVED?

SPECIAL ORDER 3:30 P.M - Recognition of Commendations

SPECIAL ORDER 4:00 P.M.

APPEAL PROCEDURES
Board Rule 4.29 provides that public hearings on appeals shall be scheduled for 4pm. If more than one public hearing is scheduled, then the Clerk, in consultation with the President, may determine the order in which the appeals will be scheduled. Second and later appeals may be scheduled at specified times later than 4 pm. An appeal shall not be heard prior to its scheduled time on the calendar, and it may not be called until the Board's consideration of appeals scheduled earlier on the calendar is completed. It is the policy of the Clerk of the Board to schedule multiple appeals in the following order at 4pm:

1. *Appeals where all parties have agreed to request a continuance or a tabling of the appeal.*
2. *Continued appeals from previous Board meetings (continued appeals will be listed in order of those closest to deadlines for Board decision).*
3. *Appeals appearing on the calendar for the first time, in chronological order of receipt by the Clerk.*
4. *Multiple appeals appearing on the calendar may be staggered at times specific, beginning at 4pm.*
5. *Appeals involving participants who have ADA considerations may be set for specific times beginning at 4pm.*

25. 070560 **[Public Hearing - Appeal of Final Environmental Impact Report for Market and Octavia Neighborhood Plan]**

Hearing of persons interested in or objecting to the Planning Commission's April 5, 2007, certification of a Final Environmental Impact Report identified as Planning File No. 2003.0347E, through its Motion No. 17406, for a proposed Market and Octavia Plan, amendments to the San Francisco Planning Code and Zoning Maps, amendments to the San Francisco General Plan, adoption of Urban Design Guidelines, and amendments to the Western Addition A-2 Redevelopment Plan. The Plan area is generally located to the West of the City's Downtown area and includes portions of Civic Center, Hayes Valley, Western Addition, South of Market, Inner Mission, the Castro, Duboce Triangle, Eureka Valley, and Upper Market Neighborhoods of San Francisco. (Appellants: Martin Hamilton on behalf of New College of California, F. Joseph Butler on behalf of the San Francisco Preservation Consortium and Mary Miles representing the Coalition for Adequate Review.)

(Date Filed: 4/25/07; companion measure to Files 060561, 060562, 060563.)

5/22/2007, CONTINUED. Continued to June 12, 2007

Action:_____

Pursuant to Government Code Section 65009, the following notice is hereby given: if you challenge, in court, the Final Environmental Impact Report described above, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the Board of Supervisors at, or prior to, the public hearing.

(Only one of the following two motions should be approved.)

26. 070561 [Affirming certification of Market and Octavia Area Plan FEIR]
Motion affirming the certification by the Planning Commission of the Final Environmental Impact Report for the Market and Octavia Area Plan.

5/22/2007, CONTINUED. Continued to June 12, 2007
Question: Shall this Motion be APPROVED?

27. 070562 [Disapproving certification of Market and Octavia Area Plan FEIR]
Motion disapproving the certification by the Planning Commission of the Final Environmental Impact Report for Market and Octavia Area Plan.

5/22/2007, CONTINUED. Continued to June 12, 2007
Question: Shall this Motion be APPROVED?

28. 070563 [Preparation of findings to disapprove certification of the Market and Octavia Area Plan FEIR]
Motion directing the Clerk of the Board to prepare findings disapproving the certification by the Planning Commission of the Final Environmental Impact Report for the Market and Octavia Area Plan FEIR.

5/22/2007, CONTINUED. Continued to June 12, 2007
Question: Shall this Motion be APPROVED?

COMMITTEE REPORTS

Reports from committees, if any, recommending emergency or urgent measures.

The following items will be considered by the Rules Committee at its Regular Meeting on Thursday, June 7, 2007 at 10:00 a.m. The Chair intends to request the Committee to send the following items to the Board as a committee report on Tuesday, June 12, 2007.

29. 070641 **[Gift to City of travel from Chamber of Commerce for 2007 CityTrip]**
Supervisor Peskin
Resolution accepting a gift of airfare, accommodations and conference fees valued in an amount of $16,800 from the San Francisco Chamber of Commerce for four City officials or employees to join the Chamber on its 2007 CityTrip to Boston.

5/15/2007, REFERRED to Budget and Finance Committee. Supervisor Daly requested that this item be referred to committee.

Question: Shall this Resolution be ADOPTED?

30. 070618 **[Job-Share Program for Legislative Aides]**
Supervisor Alioto-Pier
Motion approving a job-share program for the Board of Supervisors' legislative aides and directing the Clerk of the Board to take the necessary steps to implement the job-share program.

Question: Shall this Motion be APPROVED?

The following items will be considered by the Government Audit and Oversight Committee at its Regular Meeting on Monday, June 11, 2007 at 10:00 a.m. The Chair intends to request the Committee to send the following items to the Board as a committee report on Tuesday, June 12, 2007.

31. 070715 **[Unrepresented Employees]**
Mayor
Ordinance fixing compensation for persons employed by the City and County of San Francisco whose compensations are subject to the provisions of Section A8.409 of the Charter, in job codes not represented by an employee organization, and establishing working schedules and conditions of employment and, methods of payment, effective July 1, 2007.
(Fiscal Impact.)

Question: Shall this Ordinance be PASSED ON FIRST READING?

32. 070716 **[MOU, Amendment No. 1 - SEIU, Locals 535, 790 and United Healthcare Workers - West]**
Mayor
Ordinance adopting and implementing Amendment #1, the agreement that amends the 2006-2009 Memorandum of Understanding between the City and County of San Francisco and the Service Employees International Union, Locals 535, 790 and United Healthcare Workers - West, relating to certain wages, hours, and working conditions.
(Fiscal Impact.)

Question: Shall this Ordinance be PASSED ON FIRST READING?

33. 070717 [MOU, Amendment No. 1 - International Brotherhood of Electrical Workers, Local Union 6, AFL-CIO]

Mayor

Ordinance adopting and implementing Amendment #1, the agreement that amends the 2006-2009 Memorandum of Understanding between the City and County of San Francisco and the International Brotherhood of Electrical Workers Local Union 6, AFL-CIO, by amending the parties' agreement with respect to certain wages, hours, and working conditions.

(Fiscal Impact.)

Question: Shall this Ordinance be PASSED ON FIRST READING?

34. 070718 [MOU, Freight Checkers, Clerical Employees & Helpers, Local 856 (Supervising Registered Nurses, Unit 11.B.)]

Mayor

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Freight Checkers, Clerical Employees & Helpers, Local 856 (Supervising Registered Nurses, Unit 11.B.), to be effective July 1, 2007 through June 30, 2011.

(Fiscal Impact.)

Question: Shall this Ordinance be PASSED ON FIRST READING?

35. 070719 [MOU, Amendment No. 1 - Laborers International Union, Local No. 261]

Mayor

Ordinance adopting and implementing Amendment #1, the agreement that amends the 2006-2009 Memorandum of Understanding between the City and County of San Francisco and the Laborers International Union, Local No. 261, by amending the parties' agreement to allocate funds related to programs for Environmental Service Workers.

Question: Shall this Ordinance be PASSED ON FIRST READING?

36. 070720 [MOU, Amendment No. 1 - Municipal Executives' Association, AFL-CIO]

Mayor

Ordinance adopting and implementing Amendment #1, the agreement that amends the 2006-2009 Memorandum of Understanding between the City and County of San Francisco and the Municipal Executives' Association, AFL-CIO, relating to Management Training Funds.

Question: Shall this Ordinance be PASSED ON FIRST READING?

37. 070721 [MOU, San Francisco Police Officers' Association (SFPOA)]

Mayor

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the San Francisco Police Officers' Association (SFPOA), to be effective July 1, 2007 through June 30, 2011.

(Fiscal Impact.)

Question: Shall this Ordinance be PASSED ON FIRST READING?

38. 070722 **[MOU, SEIU, Local 790 Staff & Per Diem Nurses]**

Mayor

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Service Employees International Union, Local 790 Staff & Per Diem Nurses, to be effective July 1, 2007 through June 30, 2010.

(Fiscal Impact.)

Question: Shall this Ordinance be PASSED ON FIRST READING?

39. 070673 **[Contract with Owner's Association for administration/management of Central Market Community Benefit District]**

Supervisor Daly

Resolution approving an agreement with the nonprofit Owners' Association for administration/management of the property-based business improvement district known as the "Central Market Community Benefit District," pursuant to Section 36651 of the Streets and Highways Code.

Question: Shall this Resolution be ADOPTED?

40. 070732 **[2500 Block of Mission Street Business Improvement District Annual Reports to the City]**

Supervisor Ammiano

Resolution regarding 2500 Block of Mission Street Business Improvement District annual reports to the City: modifying the "Authority to Contract" provision of the Resolution establishing the District (Resolution No. 539-05) to require an annual financial report that has been reviewed by a Certified Public Accountant who provides a statement of negative assurance, to change the current requirement for an annual CPA "independent audit" to instead require a CPA independent audit upon request of the City, and authorizing amendment of the District's management contract with the City to conform; and receiving and approving the District's Annual Report for 2005-2006 as submitted pursuant to Section 3.4 of the District's management contract.

Question: Shall this Resolution be ADOPTED?

41. 070733 **[Castro/Upper Market Community Benefit District Annual Reports to the City; making assessment formulas the same for all District residential property]**

Supervisor Dufty

Resolution regarding Castro/Upper Market Community Benefit District annual reports to the City, and making assessment formulas the same for all District residential property: modifying the "Authority to Contract" provision of the Resolution establishing the District (Resolution No. 582-05) to require an annual financial report that has been reviewed by a Certified Public Accountant who provides a statement of negative assurance, to change the current requirement for an annual CPA "independent audit" to instead require a CPA independent audit upon request of the City, and authorizing amendment of the District's management contract with the City to conform; providing that all residential property be assessed by the same lot size and linear frontage formula, and authorizing conforming amendments to the management plan and management contract; and receiving and approving the District's Annual Report for 2005-2006 as submitted pursuant to Section 3.4 of the District's management contract.

Question: Shall this Resolution be ADOPTED?

42. 070734 [Fisherman's Wharf Community Benefit District Annual Reports to the City]
Supervisor Peskin
Resolution regarding Fisherman's Wharf Community Benefit District annual reports to the City: modifying the "Authority to Contract" provision of the Resolution establishing the District (Resolution No. 540-05) to require an annual financial report that has been reviewed by a Certified Public Accountant who provides a statement of negative assurance, to change the current requirement for an annual CPA "independent audit" to instead require a CPA independent audit upon request of the City, and authorizing amendment of the District's management contract with the City to conform; and receiving and approving the District's Annual Report for 2005-2006 as submitted pursuant to Section 3.4 of the District's management contract.

Question: Shall this Resolution be ADOPTED?

43. 070735 [Noe Valley Community Benefit District Annual Reports to the City]
Supervisor Dufty
Resolution regarding Noe Valley Community Benefit District annual reports to the City: modifying the "Authority to Contract" provision of the Resolution establishing the District (Resolution No. 583-05) to require an annual financial report that has been reviewed by a Certified Public Accountant who provides a statement of negative assurance, to change the current requirement for an annual CPA "independent audit" to instead require a CPA independent audit upon request of the City, and authorizing amendment of the District's management contract with the City to conform; and receiving and approving the District's Annual Report for 2005-2006 as submitted pursuant to Section 3.4 of the District's management contract.

Question: Shall this Resolution be ADOPTED?

44. 070736 [North of Market/Tenderloin Community Benefit District Annual Reports to the City]
Supervisor Daly
Resolution regarding North of Market/Tenderloin Community Benefit District annual reports to the City: modifying the "Authority to Contract" provision of the Resolution establishing the District (Resolution No. 584-05) to require an annual financial report that has been reviewed by a Certified Public Accountant who provides a statement of negative assurance, to change the current requirement for an annual CPA "independent audit" to instead require a CPA independent audit upon request of the City, and authorizing amendment of the District's management contract with the City to conform; and receiving and approving the District's Annual Report for 2005-2006 as submitted pursuant to Section 3.4 of the District's management contract.

Question: Shall this Resolution be ADOPTED?

45. 070737 [Union Square Business Improvement District Annual Reports to the City]
Supervisor Peskin
Resolution regarding Union Square Business Improvement District annual reports to the City: modifying the "Authority to Contract" provision of the Resolution renewing the District (Resolution No. 798-03) to require an annual financial report that has been reviewed by a Certified Public Accountant who provides a statement of negative assurance, to change the current requirement for an annual CPA independent audit to instead require a CPA independent audit upon request of the City, to acknowledge that the Mayor's Office of Economic and Workforce Development is the successor to the Mayor's Office of Public Finance and Business Affairs, and authorizing amendment of the District's written agreements (contracts) with the City to conform; and receiving and approving the District's Annual Report for 2005-2006 as submitted pursuant to California Streets and Highways Code §36650.

Question: Shall this Resolution be ADOPTED?

46. 070838 **[Contract with Owners' Association for administration/management of Fisherman's Wharf Portside Community Benefit District]**

Supervisor Peskin

Resolution approving an agreement with the nonprofit Owners' Association for administration/management of the business-based business improvement district known as the "Fisherman's Wharf Portside Community Benefit District," pursuant to Section 36651 of the Streets and Highways Code.

Question: Shall this Resolution be ADOPTED?

47. ROLL CALL FOR INTRODUCTIONS

Roll call for introduction of ordinances, resolutions, charter amendments, requests for hearings, letters of inquiry, letters of request to the City Attorney and Board Members' reports on their regional body activities.

48. PUBLIC COMMENT

An opportunity for members of the public to directly address the Board on items of interest to the public that are within the subject matter jurisdiction of the Board, including items being considered today which have not been considered by a Board committee and excluding items which have been considered by a Board committee. Members of the public may address the Board for up to three minutes. Each member of the public will be allotted the same number of minutes to speak, except that public speakers using translation assistance will be allowed to testify for twice the amount of the public testimony time limit. If simultaneous translation services are used, speakers will be governed by the public testimony time limit applied to speakers not requesting translation assistance. The President or the Board may limit the total testimony to 30 minutes.
Members of the public who want a document placed on the overhead for display should clearly state such and subsequently remove the document when they want the screen to return to live coverage of the meeting.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures are introduced for adoption without committee reference. A unanimous vote is required for adoption of a resolution today. Any Supervisor may require any resolution to go to committee.

Items 49 through 74

49. 070754 **[Urging environmental analysis of water supply alternatives that will not increase diversions of freshwater from the Tuolumne River and urging active implementation of conservation and recycled water programs]**

Supervisors Maxwell, Peskin, McGoldrick, Mirkarimi, Ammiano

Resolution urging the San Francisco Planning Department to fully analyze a water supply alternative in the Program Environmental Impact Report that will not result in increased diversions of freshwater from the Tuolumne River and urging the San Francisco Public Utilities Commission to undertake and implement water conservation and recycled water programs.

5/22/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

6/5/2007, AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE.

6/5/2007, CONTINUED AS AMENDED. Continued to June 12, 2007.

Question: Shall this Resolution be ADOPTED?

50. 070855 **[Safeguarding State and Local Governance in Trade Resolution]**

Supervisor Mirkarimi

Resolution respectfully urging Congress to safeguard domestic regulatory authority and policy space by rejecting any request for renewal of Fast Track Trade Authority, and to create a democratic, inclusive trade negotiating process that includes meaningful consultation with state and local governments and civil society groups.

6/5/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

51. 070856 **[Employee Free Choice Act]**

Supervisor Mirkarimi

Resolution in support of the Employee Free Choice Act which would authorize the National Labor Relations Board to certify a union as the bargaining representative when a majority of employees voluntarily sign authorizations designating that union to represent them; provide for first contract mediation and arbitration; and establish meaningful penalties for violations of a worker's freedom to choose a union.

6/5/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

52. 070857 **[Endorsing AB 364]**

Supervisor Mirkarimi

Resolution endorsing Assembly Bill 364: the State of California's effort to ensure that all patients in hospitals, nursing homes and supervised nursing facilities are informed of their legal rights related to advocacy and patients rights services, as well as information regarding health and supportive services following hospitalization.

6/5/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

53. 070858 **[Approval of Guiding Principles for Determining the Future of Midtown Park Apartments (1415 Scott Street, San Francisco)]**

Supervisor Mirkarimi

Resolution approving the principles that will guide the City and Midtown Park Apartments' residents in formulating a long-term ownership structure and development plan for Midtown Park Apartments, a 140-unit residential development owned by the City and County of San Francisco.

6/5/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

54. 070859 **[Commending the Churches of Saint Paulus Lutheran and Saint John Coltrane]**

Supervisor Mirkarimi

Resolution commending Saint Paulus Lutheran Church on its rebirth as a church without walls and commending Saint John Coltrane African Orthodox Church for its hospitality in providing worship space for the congregants of St. Paulus.

6/5/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

55. 070860 **[Accept-Expend State Grant - Criminal Restitution Compact]**

Supervisor Mirkarimi

Resolution authorizing the Department of the District Attorney of the City and County of San Francisco to contract for, accept and expend up to $177,077 allocated from the California Victim Compensation and Government Claims Board for a project entitled the Criminal Restitution Compact for the period of July 1, 2007 through June 30, 2009.

6/5/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

56. 070861 **[Authorizing the Planning Department to apply for a Workforce Housing Reward Program Grant]**

Supervisor Ammiano

Resolution authorizing the Planning Department to apply for a Workforce Housing Reward Program Grant.

6/5/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

57. 070862 **[Condemning Government Sanctioned Violence at the Russian LGBT community's May 27th demonstration in Moscow, and Urging the Kremlin and Mayor Yuri Luzkhov to Foster a Culture of Tolerance Toward Russia's LGBT Community]**

Supervisor Ammiano

Resolution condemning the government sanctioned violence at the Russian LGBT community's May 27th demonstration in Moscow, and urging the Kremlin and Moscow Mayor Yuri Luzkhov to work toward fostering a culture of tolerance toward the LGBT community in Russian society.

6/5/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

58. 070863 **[Urging Taxicab companies not to increase the number of long-term leases of medallions]**

Supervisor Ammiano

Resolution urging taxicab companies not to increase the number of long-term leases of taxicab medallions or taxicabs in their fleets, urging the Taxi Commission to strictly enforce Ordinances and Regulations requiring Proposition K medallion holders to drive the taxicab permitted under their medallion and providing that the Board of Supervisors shall consider regulation of long-term leasing.

6/5/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

59. 070864 **[Commending Gwen Chan for her service to the City in her capacity as acting Superintendent of the San Francisco Unified School District]**

Supervisor Ammiano

Resolution commending Gwen Chan for her service to the City in her capacity as acting Superintendent of the San Francisco Unified School District.

6/5/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

60. 070865 [Support for an Open Voting System]

Supervisor Ammiano

Resolution supporting an investigation into the feasibility of an Open Source voting system in the City of San Francisco which could be funded wholly or in part by grant funds with the support of the Department of Elections staff, and declaring that the City is open to participating in grant applications.

6/5/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

61. 070866 [Supporting the Breast Cancer Protection Act of 2007]

Supervisor Alioto-Pier

Resolution supporting the Breast Cancer Patient Protection Act of 2007.

6/5/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

62. 070867 [Leavenworth and O'Farrell Streets Traffic Calming]

Supervisor Daly

Resolution urging the Department of Parking and Traffic (DPT) and Police Department to adopt traffic calming measures at the intersection of Leavenworth and O'Farrell.

6/5/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

63. 070868 [Disaster Relief Funding]

Supervisor Alioto-Pier

Resolution amending all prior Public Assistance, Hazard Mitigation, or Pre-Disaster Mitigation resolutions or any previous legislation pertaining to Public Law 93-288 as amended by the Robert T. Stafford Disaster Relief and Emergency Assistance Act of 1988 and/or the California Disaster Assistance Act to reflect the department's name change to the Department of Emergency Management and authorizing designated City and County officials to execute and file on behalf of the City and County of San Francisco, a public entity established under the laws of the State of California, any applications necessary for the purpose of obtaining financial assistance.

6/5/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

64. 070869 **[Homeland Security Grants]**

Supervisor Alioto-Pier

Resolution authorizing designated City and County officials to execute and file on behalf of the City and County of San Francisco, a public entity established under the laws of the State of California, any actions necessary for the purpose of obtaining federal financial assistance provided by the federal Department of Homeland Security and sub-granted through the State of California under the FY 07 State Homeland Security Program (SHSP) grant, the FY 07 Urban Areas Security Initiative (UASI) grant, the FY 07 Law Enforcement Terrorism Prevention Program (LETPP) grant, the FY 07 Metropolitan Medical Response System (MMRS) grant, the FY 07 Citizen Corps Program (CCP) grant, the FY 07 Buffer Zone Protection Program (BZPP) grant or any other federally funded grant program and Public Law 107-206.

6/5/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

65. 070870 **[Resolution indicating that the City and County of San Francisco's top Budget Priority is ensuring that HIV/AIDS programs are fully funded despite the lack of support from the Federal Government]**

Supervisors Dufty, Ammiano, Peskin, Mirkarimi

Resolution indicating that the City and County of San Francisco's top Budget Priority is ensuring that HIV/AIDS programs are fully funded despite the lack of support from the Federal Government.

6/5/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

66. 070795 **[Final Map - 845 Montgomery Street]**

Motion approving Final Map 3995, a 14 Unit Mixed-Use Condominium Project, located at 845 Montgomery Street being a subdivision of Lot 029 in Assessors Block No. 0176 and adopting findings pursuant to the General Plan and City Planning Code Section 101.1.
(Public Works Department)
(DPW Order No. 176,859; District 3)

5/30/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

67. 070796 **[Final Map - 1234 Howard Street]**

Motion approving Final Map 4364, a 18 Unit Residential Condominium Project, located at 1234 Howard Street being a subdivision of Lot 014 in Assessors Block No. 3728 and adopting findings pursuant to the General Plan and City Planning Code Section 101.1.
(Public Works Department)
(DPW Order No. 176,861; District 6)

5/30/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

68. 070797 [Final Map - 3065 Clay Street]

Motion approving Final Map 3608, a 13 Unit Residential Condominium Project, located at 3065 Clay Street being a subdivision of Lots 033 - 044 in Assessors Block No. 1005 and adopting findings pursuant to the General Plan and City Planning Code Section 101.1.
(Public Works Department)
(DPW Order No.176,842; District 2)

5/30/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

69. 070798 [Final Map - 601 King Street / 830 7th Street]

Motion approving Final Map 3289, a 224 Residential Unit and 2 Commercial Unit Mixed-Use Condominium Project, located at 601 King Street / 830 7th Street being a subdivision of Lot 001, 002 in Assessors Block No. 3800 and adopting findings pursuant to the General Plan and City Planning Code Section 101.1.
(Public Works Department)
(DPW Order No. 176,837; District 6)

5/30/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

70. 070799 [Final Map - 300 Spear Street]

Motion approving Final Map 3683, a 826 Unit Residential and Commercial Mixed-Use Condominium Project, located at 300 Spear Street being a subdivision of Lot 001 in Assessors Block No. 3745 and adopting findings pursuant to the General Plan and City Planning Code Section 101.1.
(Public Works Department)
(DPW Order No. 176,868; District 6)

5/30/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

71. 070835 [Final Map - 1300 Eddy Street]

Motion approving Final Map 3610, a 30 Lot Subdivision Project, located at 1300 Eddy Street being a subdivision of Lot 002 in Assessors Block No. 0733 and adopting findings pursuant to the General Plan and City Planning Code Section 101.1.
(Public Works Department)
(DPW Order No. 176,882; District No. 5)

6/4/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

72. 070836 **[Final Map - 445-701 Wawona Street]**

Motion approving Final Map 4184, a 8 Lot Subdivision Project, located at 445-701 Wawona Street being a subdivision of Lot 008 in Assessors Block No. 2540 and adopting findings pursuant to the General Plan and City Planning Code Section 101.1.
(Public Works Department)
(DPW Order No. 176,885; District No. 7)

6/4/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

73. 070837 **[Final Map - 399 Fremont Street]**

Motion approving Final Map 4181, a 432 Unit Residential Condominium Project, located at 399 Fremont Street being a subdivision of Lot 001E, 002, 006 in Assessors Block No. 3747 and adopting findings pursuant to the General Plan and City Planning Code Section 101.1.
(Public Works Department)
(DPW Order No. 176,886; District No. 6)

6/4/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

74. 070804 **[Committee of the Whole - Health service reductions (Bielenson Hearing) June 19, 2007 at 3:30 p.m.]**

Supervisor Peskin

Motion scheduling the Board to sit as a Committee of the Whole to consider health service reductions (Bielenson Hearing), to be held on June 19, 2007 at 3:30 p.m.

6/5/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Motion be APPROVED?

*Questions on the For Adoption Without Committee Reference Agenda:*_____

75. IMPERATIVE AGENDA

Resolution(s), if any, to be adopted within limits imposed by the Sunshine Ordinance and the Ralph M. Brown Act, introduced today, not on the printed agenda. For such resolutions to be considered, the Board must first adopt the Serious Injury Finding or the Purely Commendatory Finding and the Brown Act Finding. Each motion requires 8 votes or a unanimous 6 or 7. A unanimous vote is required for the resolution(s).

[Serious Injury Finding]
Motion that the Board find that for the resolution(s) being considered at this time "the need to take action is so imperative as to threaten serious injury to the public interest if action is deferred to a later meeting."

[Purely Commendatory Finding]
Motion that the Board find that the resolution(s) being considered at this time are purely commendatory.

[Brown Act Finding]
Motion that the Board find by roll call vote that for the resolutions being considered at this time there is a need to take immediate action and the need to take action came to the attention of the City and County of San Francisco after the agenda was posted.

OFF-AGENDA LEGISLATION

PROPOSED ORDINANCES

None.

PROPOSED RESOLUTIONS

Proposed resolutions received from May 29, 2007 through June 4, 2007 for reference by the President to appropriate committee on June 12, 2007.

070788 **[Amendment to Contract with Geomatrix Consultants, Inc.]**
Resolution approving and authorizing the Director of Island Operations for the Treasure Island Development Authority to execute an amendment to the contract with Geomatrix Consultants, Inc. to extend the term through June 30, 2008, to modify the scope of services, and to increase the contract by an amount not to exceed $180,000 for a new total amount not to exceed $1,277,000 for environmental consulting services.
(Treasure Island Development Authority)

6/1/2007, RECEIVED AND ASSIGNED to Budget and Finance Committee.

070793 **[Lease of Real Property at 3801 Third Street, Suite 600]**
Resolution authorizing the lease of 10,740 square feet of space at 3801 Third Street, Suite 600, for the San Francisco Public Utilities Commission (SFPUC), Wastewater Collection System Division.
(Real Estate Department)

6/4/2007, RECEIVED AND ASSIGNED to Budget and Finance Committee.

070830 **[Official Advertising - Type 1 consecutive-day official advertising]**
Resolution designating the Examiner as the official newspaper of the City and County of San Francisco for the category of Type 1 consecutive-day official advertising, from July 1, 2007 through June 30, 2008.
(Office of Contract Administration)

6/4/2007, RECEIVED AND ASSIGNED to Budget and Finance Committee.

070831 **[Official Advertising - Type 2 non-consecutive day official advertising]**
Resolution designating the Examiner to be the official newspaper of the City and County of San Francisco for the category of Type 2 non-consecutive day official advertising, from July 1, 2007 through June 30, 2008.
(Office of Contract Administration)

6/4/2007, RECEIVED AND ASSIGNED to Budget and Finance Committee.

070832 **[Outreach Advertising - Outreach newspapers]**
Resolution designating El Reportero to be the outreach newspaper of the City and County of San Francisco for the Hispanic community; San Francisco Bay View to be the outreach newspaper of the City and County of San Francisco for the African American community; and, the Asian Week to be the outreach newspaper of the City and County of San Francisco for the Chinese Community, to provide outreach advertising services from July 1, 2007 through June 30, 2008.
(Office of Contract Administration)

6/4/2007, RECEIVED AND ASSIGNED to Budget and Finance Committee.

PROPOSED MOTIONS

None

070871 **[Petition and Communications]**

Petitions and Communications received from May 29, 2007 through June 4, 2007 for reference by the President to June 12, 2007.

From Fire Commission, submitting copy of Resolution 07-5,San Francisco Fire Department and EMS apparatus and vehicle replacement program, and Resolution 07-6, San Francisco Fire Department maintenance and repair plan. (1)

From Caterina Rindi, commenting on various concerns regarding San Francisco Police Officer Jesse Serna. (2)

From Department of Public Works, regarding status on removing graffiti at various property locations in District 5. (Reference 20070424-007) Copy: Supervisor Mirkarimi (3)

From Department of Public Works, regarding status on removing graffiti from news stands at various locations in District 5. (Reference 20070501-004) Copy: Supervisor Mirkarimi (4)

From Department of Public Works, regarding status on moving graffiti from emergency boxes and fire hydrants at various locations in District 5. (Reference 20070501-007) Copy: Supervisor Mirkarimi (5)

From BJ Sullivan, commenting on various issues with MUNI's N-Judah light rail service. (6)

From Verizon Wireless, submitting copy of notification letter to the California Public Utilities Commission regarding a cellular base site at 1515 – 19th Avenue. (7)

From Office of the Controller/City Services Auditor, submitting report on ownership of property in San Francisco by employees of and officials connected with the Department of Building Inspection (DBI). (8)

From Office of the Treasurer & Tax Collector, submitting annual report of businesses that filed for the clean energy technology exclusion for the 2006 calendar year pursuant to the provisions of the San Francisco Business and Tax Regulations Code. (9)

From Office of the Treasurer & Tax Collector, submitting annual report of businesses that filed for the biotechnology exclusions for the 2006 calendar year pursuant to the provisions of the San Francisco Business and Tax Regulations Code. (10)

From Office of the Treasurer & Tax Collector, submitting annual report of businesses that filed for tax credits for the 2006 calendar year pursuant to the provisions of the San Francisco Business and Tax Regulations Code. (11)

From West of Twin Peaks Central Council, submitting draft West of Twin Peaks Central Council April 23, 2007 meeting minutes. Copy: Each Supervisor (12)

From concerned citizens, submitting opposition to Public Utilities Commission's proposed water rate increase for single family households. File 070668, Over 90 letters (13)

From San Francisco Public Utilities Commission, submitting Resolution No. 07-0090, proposing a conservation-based tiered water rate structure for single family residential customers that is designed to promote less water use. File 070688 (14)

From concerned citizens, submitting support for Mayor Newsom's appointment of Michael Sullivan to the Recreation and Parks Commission. File 070761, Copy: Each Supervisor, 20 letters (15)

From G. Vago, urging the Board to spend taxpayer money more efficiently. (16)

From concerned citizens, submitting support for the implementation of Community Choice energy in San Francisco. File 070501, Copy: Each Supervisor, 5 letters (17)

From Office of the Controller/City Services Auditor, submitting report concerning the review of Public Glass and its compliance with the City and County of San Francisco ordinance prohibiting the use of City funds for political purposes. (18)

From Betty Chopoff, commenting on issues regarding the eviction of a tenant in her disabled mother's apartment building. (19)

From Department of Public Works, regarding status on removing graffiti from mailboxes at various locations in District 5. (Reference 20070522-006) (20)

From Richard Santana, commenting on the proposed cuts to the mentally ill in the San Francisco General Hospital Department of Psychiatry. (21)

From Department of the Environment, submitting annual report for San Francisco's Resource Conservation Ordinance. (22)

From various City Departments, submitting list of sole source contracts entered into during fiscal year 2006-2008: (23)
Department of Children, Youth and Their Families
San Francisco Rent Board

From concerned citizens, commenting on the proposed pay increase for San Francisco Police officers. File 070721, Copy: Each Supervisor, 2 letters (24)

From Public Utilities Commission, regarding status on removing graffiti on metal poles in various locations in District 5. (Reference 20070522-012) Copy: Supervisor Mirkarimi (25)

From concerned citizens, submitting support for the proposed Wi-Fi agreement with Google and Earthlink. File 070077, Copy: Each Supervisor, 4 letters (26)

From Department of Human Resources, submitting the Interim Annual Salary Ordinance (ASO) for the fiscal year ending June 30, 2008. (27)

From Environmental Defense, submitting support for the Public Utilities Commission's proposal to implement a three-tiered water rate structure for single family households. File 070668, Copy: Government Audit and Oversight Committee Members (28)

From League of Women Voters of San Francisco, submitting notice of Suzanne Stassevitch's nomination to hold the League's seat on the Ballot Simplification Committee (BSC). (29)

From Christian Holmer, regarding an immediate disclosure request from the District Attorney's office. 3 letters (30)

From Christian Holmer, regarding an immediate disclosure request from various City departments. (31)

From Ralph and Valerie Daniels, commenting on the impeachment of President Bush. (32)

From James Chaffee, commenting on the Branch Library Improvement Program. Copy: Supervisor Peskin (33)

From Dr. Ahimsa Porter Sumchai, regarding a Sunshine Task Force Ordinance complaint. 3 letters

(34)

From Brenda Le, submitting opposition to Supervisor Mirkarimi's opposition to support the proposed Wi-Fi agreement with Google and Earthlink. Copy: Supervisor Mirkarimi (35)

From Planning Department, regarding a General Plan Referral request ordering the vacation of two pathways located in the Ingleside neighborhood. File 070461 (36)

From Jerry Cauchi, commenting on traffic along the Embarcadero when cruise ships enter port with passengers. (37)

From Karen Lageveen, commenting on the new Sick Leave law. (38)

From concerned citizens, commenting on the ordinance prohibiting the feeding Red Masked Parakeets. File 070467, Copy: Each Supervisor, 3 letters (39)

From Mayor Gavin Newsom, submitting notice of designation of Supervisor Elsbernd as Acting Mayor from Junè 3, 2007 to June 4, 2007, and Supervisor Alioto-Pier as Acting Mayor from June 4, 2007 to June 7, 2007 pursuant to Charter Section 3.100. Copy: Each Supervisor, City Attorney (40)

From concerned citizens, submitting support for the proposed Resolution rejecting the Public Utilities Commission's tiered-rate structure for single family households. Copy: Government Audit & Oversight Committee Members, 10 letters (41)

From Laura D'Amico, commenting on her experience at Ferry Park on June 3, 2007. File 070467, Copy: Each Supervisor (42)

From Citizens Housing Corporation, submitting letter of support for Franklin Square Park renovation. Copy: Mayor Newsom, Supervisor Ammiano, Supervisor Daly, Supervisor Dufty, Supervisor Elsbernd and Supervisor Mirkarimi (43)

From San Francisco Public Library Government Information Center, submitting Agenda Posting Fact Sheet June 2007. (44)

From Public Utilities Commission, submitting copy of letter to Lake Merced Task Force and Lakewood Tenants Association regarding concerns raised about the process to determine the preferred location for the SFPUC's recycled water facility. (45)

From Glen Reid, urging the Board to spend less time on political and ideological matters and more time on quality of life issues. (46)

From Vincent Poy, Ph.D, commenting on concerns with the San Francisco Housing Authority. Copy: Supervisor Peskin, Supervisor Daly. (47)

From Fire Department, submitting Fire/Life Safety Inspection Report, Adult/Juvenile Detention Facilities for the Taravel Police Station. (48)

From Fire Department, submitting Fire/Life Safety Inspection Report, Adult/Juvenile Detention Facilities for the Ingleside Police Station. (49)

From Kimo Crossman, regarding a Sunshine Ordinance complaint. (50)

From Christian Holmer, regarding an immediate disclosure request from the District Attorney's office. (51)

From Idriss Stelley Foundation, regarding an email received. (52)

From concerned citizen, commenting on Halloween in the Castro. (53)

From Lisa Anton, commenting on inclining block rate structure. Copy: Each Supervisor (54)

ADJOURNMENT

Legislation Pending Under the "30 Day Rule"

These items may not be heard by Committee until the date in the right hand column.

As Revised June 7, 2007

Rule 5.40 provides that when an ordinance or resolution is introduced which would create or revise major city policy, the committee to which the legislation is assigned shall not consider the legislation until at least thirty days after the date of introduction. The provisions of this rule shall not apply to the routine operations of the departments of the City or when a legal time limit controls the hearing timing. In general the rule shall not apply to hearings to consider subject matter when no legislation has been presented, nor shall the rule apply to resolutions which simply urge action to be taken.

Ordinance amending the SF Planning Code by amending Section 121.2 to move Polk St. from a 3,000 square foot lot size limit to a 2,000 square foot lot size limit and by amending Section 723 to provide that commercial and institutional uses in the Polk St. Neighborhood Commercial District are permitted up to 1,999 square feet and allowed as a conditional use for 2,000 square feet and above, etc.	070851	Land Use and Economic Development Committee	Peskin	6/5/07	7/5/07
Charter amendment (First Draft) to amend Sections 8A.101 through 8A106, 8A.108 through 8A.110, 8A.112 through 8A.113, 9.118, and A8.404, repealing Section 16.110; and by re-numbering Sections 16.100 and 16.102 as 8A.114 and 8A.115, respectively, all to increase the efficiency, effectiveness and autonomy of the Municipal Transportation Agency.	070731	Rules Committee	Peskin	5/22/07	6/21/07
Charter amendment (First Draft) to repeal the existing Section 16.109 and to add a new Section 16.109, to renew the Library Preservation Fund for fifteen years and to authorize the City and County of San Francisco to issue debt for Library purposes secured by and /or repaid from the Fund.	070730	Rules Committee	Peskin, Maxwell, Jew, Elsbernd, Alioto-Pier, Mirkarimi, McGoldrick, Dufty, Ammiano	5/22/07	6/21/07

Charter amendment (First Draft) to amend Section 13.101 and Article XVII to change the election cycle for the offices of Mayor, Sheriff, District Attorney, City Attorney and Treasurer so that these offices will be elected in even-numbered years; and to amend the definition of general municipal election so that such elections occur only in even-numbered years.	070729	Rules Committee	McGoldrick	5/22/07	6/21/07
Charter amendment (First Draft) to amend Section A8.506-2 to authorize the Board of Supervisors to amend a contract with the Public Employees Retirement System in order to transfer to the San Francisco Employees' Retirement System the assets and liabilities of certain airport police officers, and by adding Section A8.597-10(d) to include time worked as an airport police officer in the calculation for retirement benefits for police department employees.	070728	Rules Committee	McGoldrick	5/22/07	6/21/07
Charter amendment (First Draft) to amend Sections 8A.102, 8A.106, and 8A.107, to provide that: the Municipal Transportation Agency's budget shall be subject to the City's normal budget process; the Municipal Transportation Agency shall be subject to regulation by the Board of Supervisors; the Municipal Transportation Agency must comply with voter-approved ordinances; and, the Controller, rather than the Agency, shall administer the biennial municipal transportation quality review survey and study.	070727	Rules Committee	McGoldrick, Sandoval	5/22/07	6/21/07

Charter amendment (First Draft) to amend Sections 2.103 and 3.100 to require the Mayor to appear personally at one regularly-scheduled meeting of the Board of Supervisors each month to engage in formal policy discussions with members of the Board and to authorize the Board to adopt rules and guidelines.	070726	Rules Committee	Daly	5/22/07	6/21/07
Charter amendment (First Draft) to add Section 16.128 – Use of City Surplus Real Property for Affordable Housing.	070725	Rules Committee	Daly	5/22/07	6/21/07
Charter amendment (First Draft) to add Section 16.127 to appropriate funds for affordable housing programs.	070724	Rules Committee	Daly	5/22/07	6/21/07
Charter amendment (First Draft) to amend Sections 2.113 and 3.100 to require the Mayor or four or more members of the Board of Supervisors proposing to submit an initiative to the voters to submit the measure to the Board of Supervisors first for a public hearing.	070677	Rules Committee	Elsbernd, Peskin, McGoldirck, Alioto-Pier, Maxwell	5/15/07	6/14/07
Ordinance amending the SF Police Code by adding Section 4513 to create a local registry of gun offenders convicted in SF.	070689	Public Safety Committee	Mayor, District Attorney, Maxwell, Mirkarimi	5/15/07	6/14/07
Ordinance amending the SF Police Code by amending Section 613.10 to require licensed firearms dealers to transmit to the Chief of Police an inventory of firearms every six months,	070684	Public Safety Committee	Mayor, District Attorney, Maxwell, Mirkarimi	5/15/07	6/14/07

Ordinance amending the SF Police Code by adding Section 4512 to require that all handguns located within a residence be kept in a locked container or disabled with a trigger lock.	070683	Public Safety Committee	Mayor, District Attorney, Maxwell, Mirkarimi	5/15/07	6/14/07
Ordinance amending the SF Police Code by adding Section 617 to prohibit the possession or sale of firearms or ammunition on property controlled by the City and County of SF.	070682	Public Safety Committee	Mayor, District Attorney, Maxwell, Mirkarimi	5/15/07	6/14/07
Ordinance adding Planning Code Sections 731 et seq. To establish the Pacific Ave Individual Area Neighborhood Commercial District.	070681	Land Use and Economic Development Committee	Peskin	05/15/07	06/14/07
Ordinance amending SF Traffic Code Sections 127, 128, 128.1, 128.1-A, 128.2, and 128.3 to clarify the definition of "Proof of Payment" and impose administrative penalties and fees for certain types of fare evasion or passenger misconduct offenses instead of criminal penalties where authorized by state law, and authorizing the Municipal Transportation Agency's Board of Directors to set the specific penalty and fee amounts.	070680	Government Audit and Oversight Committee	Peskin	05/15/07	06/14/07
Ordinance amending the Administrative Code by adding Chapter 49B to provide that landlords re-key or replace all locks on all outside doors after all tenants vacate a residential rental unit, including outside doors on the unit itself and any separate outside doors on any storage and/or garage facility provided for the exclusive use of that unit.	070679	Land Use and Economic Development Committee	McGoldrick	5/15/07	6/14/07

Ordinance amending Planning Code Section 304-.5, Institutional Master Plans, to require a qualified health planner retained by DPH to analyze the relationship to citywide health care needs of medical institutions' institutional master plans, revisions, and conditional use applications, to provide comments to the Planning Department, making environmental finds, and making finds of consistency with the General Plan and priority policies of Planning Code Section 101.1	070678	Land Use and Economic Development Committee	Maxwell	5/15/07	6/14/07
Ordinance amending the Municipal Elections Code by adding section 335 to require initiative petition circulators to display a badge disclosing whether they are volunteer or paid circulators.	070672	Rule Committee	Daly	5/15/07	6/14/07
Ordinance amending the Planning Code to Create the Fringe Financial Service Restricted Use District and Making Related Zoning Map Amendments.	070671	Land Use and Economic Development Committee	Ammiano	5/15/07	6/14/07
Ordinance amending Sections 3304, 3005, 3307, and 3308 of the SF Health Code and Sections 209.3, 217, 790.141 and 890.133 of the SF Planning Code to (a) require the Director of Public Health to certify that applicants for Medical Cannabis Dispensary permits have not been convicted of certain felony offenses, (b) require DBI to review and approve Dispensaries' security measures, including lighting and alarms, (c) authorize the Mayor's Office of Disability to approve equivalents to new construction accessibility requirements where Dispensaries demonstrate a hardship and satisfy	070667	City Operations and Neighborhood Services Committee	Alioto-Pier	05/15/07	06/14/07

minimum standards; and (d) extend the time period for Dispensaries to obtain a Medical Cannabis Dispensary permit to January 1, 2008.					

NOTICE OF PUBLIC HEARING OF THE
BOARD OF SUPERVISORS OF THE CITY AND COUNTY OF
SAN FRANCISCO ON THE PROPOSED DISPOSITION AND DEVELOPMENT
AGREEMENT BETWEEN
THE REDEVELOPMENT AGENCY OF THE CITY AND COUNTY
OF SAN FRANCISCO AND BRIDGE TOWER, LLC, FOR THE LAND AT
ASSESSOR'S BLOCK 5421, ON THE WESTERLY MOST PART OF THAT BLOCK

NOTICE IS HEREBY GIVEN THAT the Board of Supervisors of the City and County of San Francisco (the "Board") will hold a public hearing on Tuesday, June 19 at 3:00 p.m., in the Legislative Chamber (Room 250) located at City Hall, 1 Dr. Carlton B. Goodlett Place, San Francisco, California pursuant to the provisions of Section 33433 of the California Community Redevelopment Law and certain requirements of the Federal Government.

The purpose of said hearing is to hear all persons interested in the matter of the proposal of the Redevelopment Agency of the City and County of San Francisco (the "Redevelopment Agency") to enter into a Disposition and Development Agreement in connection with the lease of land of at Assessor's Block 5421, on the westerly most part of that block, which site is located on Third Street between Armstrong and Bancroft Streets (the "Property").

The Redevelopment Agency proposes to enter into said Disposition and Development Agreement and sell said Property to the following named Developer on or after June 19, 2007:

BRIDGE TOWER, LLC

The Redevelopment Agency has prepared a report pursuant to Section 33433 of the California Community Redevelopment Law. The report contains the following: a copy of the Disposition and Development Agreement and a summary of the proposed transaction. Interested persons may inspect and, upon payment of the costs of reproduction, obtain copies of the report at the following address: San Francisco Redevelopment Agency, One South Van Ness Avenue, 5th Floor, San Francisco, California, 94103.

By the order of the Board of Supervisors of the City and County of San Francisco.

DATED: May 31, 2007

Kay Gulbengay
Interim Clerk of the Board

Publish: June 4, 2007
June 11, 2007

8:46 a.m.
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BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO

AGENDA

Legislative Chamber - Second Floor
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689
Tuesday, June 19, 2007 2:00 PM

Regular Meeting

AARON PESKIN, PRESIDENT
MICHELA ALIOTO-PIER, TOM AMMIANO, CHRIS DALY,
BEVAN DUFTY, SEAN ELSBERND, ED JEW, SOPHIE MAXWELL,
JAKE McGOLDRICK, ROSS MIRKARIMI, GERARDO SANDOVAL

Kay Gulbengay, Interim Clerk of the Board

Agendas of the Board of Supervisors are available on the internet at www.ci.sf.ca.us/bdsupvrs

BOARD COMMITTEES

Committee Membership	Meeting Days
Budget and Finance Committee Supervisors Daly, Ammiano, Dufty, Mirkarimi, Elsbernd	Wednesday 1:00 PM
City and School District Select Committee Supervisors Dufty, Mirkarimi, Maxwell, Commissioners Kim, Mendoza, Wynns	1st and 3rd Thursday 3:30 PM
City Operations and Neighborhood Services Committee Supervisors McGoldrick, Alioto-Pier, Jew	2nd and 4th Thursday 1:00 PM
Government Audit and Oversight Committee Supervisors Elsbernd, Alioto-Pier	1st and 3rd Mondays 10:00 AM
Land Use and Economic Development Committee Supervisors Maxwell, Sandoval, McGoldrick	Monday 1:00 PM
Public Safety Committee Supervisors Mirkarimi, Maxwell, Dufty	2nd and 4th Monday 10:00 AM
Rules Committee Supervisors Ammiano, Elsbernd, Peskin	1st and 3rd Thursday 10:00 AM

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First-named Supervisor/Commissioner is Chair, Second-named Supervisor/Commissioner is Vice-Chair, of the Committee.

Board Meeting Procedures

The Board of Supervisors is the Legislative Body of the City and County of San Francisco. The Board considers ordinances and resolutions, most of which have been the subject of hearings before the standing committees of the board at which members of the public are urged to testify. The full Board does not hold a second public hearing on measures which have been heard in committee.

Board procedures do not permit: 1) persons in the audience to vocally express support or opposition to statements by Supervisors or by other persons testifying; 2) ringing and use of cell phones, pagers and similar sound-producing electronic devices, (Violators may be removed from the meeting room.) 3) signs to be brought into the meeting or displayed in the room; and 4) standing in the Legislative Chamber.

Citizens are encouraged to testify at Board hearings and to write letters to the Board and to its members, City Hall, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102.

USING LAPTOP COMPUTERS FOR PRESENTATIONS: Please contact City Hall Media Services at (415) 554-4933 to coordinate the use of laptop computers for presentations at the meeting. Computers to be used are required to be tested in advance. The presenter should arrive 30 minutes prior to the meeting to connect and test their computer.

THE AGENDA PACKET IS AVAILABLE AT CITY HALL, ROOM 244, RECEPTION DESK. Agendas are available on the internet at www.sfgov.org/site/bdsupvrs_index.asp?id=4383 For information, call (415) 554-5184.

Board meetings are cablecast on SF Cable 26. For video tape copies and scheduling call (415) 557-4188.

Results of each Board meeting can be obtained about a half hour after the end of the meeting by telephoning (415) 554-5555.

Requests for language interpreters at a meeting must be received at least 48 hours in advance of the meeting to help ensure availability. Contact Madeleine Licavoli at (415) 554-7722.

AVISO EN ESPAÑOL: La solicitud para un traductor en una reunion debe recibirse antes de mediodia de el viernes anterior a la reunion. Llame a Erasmo Vazquez (415) 554-4909.

翻譯 *必須在會議前最少四十八小時提出要求*
請電 (415) 554-7701

Disability Access

The Legislative Chamber and the Committee Room in City Hall are wheelchair accessible.

Meetings are real-time captioned and are cablecast open-captioned on SF Cable 26. Assistive listening devices for the Legislative Chamber are available upon request at the Clerk of the Board's Office, Room 244. Assistive listening devices for the Committee Room are available upon request at the Clerk of the Board's Office, Room 244 or in the Committee Room. To request sign language interpreters, readers, large print agendas or other accommodations, please contact Madeleine Licavoli at (415) 554-7722 or (415) 554-5227 (TTY). Requests made at least 48 hours in advance of the meeting will help to ensure availability.

The nearest accessible BART station is Civic Center (Market/Grove/Hyde Streets). Accessible MUNI Metro lines are the J, K, L, M, and N (Civic Center or Van Ness Stations). MUNI bus lines serving the area are the 47 Van Ness, 9 San Bruno, and the 6, 7, 71 Haight/Noriega. For more information about MUNI accessible services, call (415) 923-6142.

There is accessible parking in the vicinity of City Hall at Civic Center Plaza and adjacent to Davies Hall and the War Memorial Complex. Accessible curbside parking is available on Dr. Carlton B. Goodlett Place and Grove Street.

In order to assist the City's efforts to accommodate persons with severe allergies, environmental illness, multiple chemical sensitivity or related disabilities, attendees at public meetings are reminded that other attendees may be sensitive to perfumes and various other chemical-based scented products. Please help the City to accommodate these individuals.

Know Your Rights Under the Sunshine Ordinance

Government's duty is to serve the public, reaching its decision in full view of the public. Commissions, boards, councils and other agencies of the City and County exist to conduct the people's business. This ordinance assures that deliberations are conducted before the people and that City operations are open to the people's review.

For information on your rights under the Sunshine Ordinance (Chapter 67 of the San Francisco Administrative Code) or to report a violation of the ordinance, contact Frank Darby by mail to Sunshine Ordinance Task Force, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco CA 94102, by phone at (415) 554-7724, by fax at (415) 554-7854 or by email at sotf@sfgov.org

Citizens may obtain a free copy of the Sunshine Ordinance by contacting Mr. Darby or by printing Chapter 67 of the San Francisco Administrative Code on the Internet, at http://www.sfgov.org/sunshine

Lobbyist Registration and Reporting Requirements

Individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [SF Campaign & Governmental Conduct Code Sec. 2.100] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the San Francisco Ethics Commission at 30 Van Ness Avenue, Suite 3900, San Francisco, CA 94102; telephone (415) 581-2300; fax (415) 581-2317; web site www.sfgov.org/ethics

ROLL CALL AND PLEDGE OF ALLEGIANCE

APPROVAL OF MEETING MINUTES

Motion to approve Board Meeting Minutes for May 15, 2007 and Special Board of Supervisors Meeting of the Budget and Finance Committee for May 16, 2007.

AGENDA CHANGES

COMMUNICATIONS

Note: Each item on the Consent or Regular agenda may include the following documents:
1) Legislation
2) Budget Analyst report
3) Legislative Analyst report
4) Department or Agency cover letter and/or report
5) Public correspondence
These items will be available for review at City Hall, Room 244, Reception Desk.

SPECIAL ORDER 2:00 P.M. - Mayor's Appearance Before The Board

(This item will be read at the third regularly scheduled Board meeting of every month)

The following is a time dedicated for the Mayor to discuss with the Board of Supervisors issues pertaining to the governance of the City and County of San Francisco. The Board of Supervisors offers this time for dialogue on the third regularly scheduled Board meeting of every month pursuant to the will of the voters as expressed in Proposition I in November of 2006.

Should the Mayor fail to appear after five minutes of the item being called, the Clerk shall remove the item from the Board's agenda, and the item shall not be considered by the Board. Should the Mayor appear and the Board therefore consider this item, public comment for this item will take place during general public comment.

CONSENT AGENDA

All matters listed hereunder constitute a Consent Agenda, are considered to be routine by the Board of Supervisors and will be acted upon by a single roll call vote of the Board. There will be no separate discussion of these items unless a member of the Board so requests, in which event the matter shall be removed from the Consent Agenda and considered as a separate item.

Items 1 through 6

Recommendations of the Budget and Finance Committee

Present: Supervisors Daly, Ammiano, Elsbernd

1. 070627 [Public Employment]

Mayor

Ordinance amending Ordinance No. 203-06 (Annual Salary Ordinance FY 2006-2007) to reflect the proposed changes to the Controller (CON), Fine Arts Museum (FAM), and Municipal Transportation Agency (MTA-DPT) staffing by decreasing total staffing by 4.00 positions (0.16 FTE).

6/12/2007, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Present: Supervisors Daly, Ammiano, Dufty, Mirkarimi, Elsbernd

2. 070423 [Contract for the purchase of telecommunications services in excess of $10 Million]

Ordinance approving a contract with AT&T providing for the purchase of a variety of telecommunications services at a cost in excess of $10 million and waiving certain requirements of the Administrative Code with respect to the contract.

(Telecommunications and Information Services)

(Fiscal Impact.)

6/12/2007, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

3. 070583 [Authorizing the Municipal Transportation Agency Board of Directors to impose special collections fee to recover actual City collection costs in addition to existing penalties for late citation payments]

Mayor

Ordinance amending Traffic Code Section 131 establishing a special collections fee to recover City collection costs for late citation payments, and authorizing the Municipal Transportation Agency Board of Directors to impose the special collections fee to recover actual City collection costs in addition to existing penalties for late citation payments.

(Supervisor Daly dissented in committee.)

6/12/2007, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

4. 070601 **[Payment of Criminal Justice Reward]**
Ordinance authorizing payment of a $25,000 reward to John Doe for supplying information leading to the arrest and conviction of Joseph Stevens in the shooting deaths of Dernae Wysinger and Naemon Wysinger.
(Mayor)

6/12/2007, PASSED ON FIRST READING.
Question: Shall this Ordinance be FINALLY PASSED?

Recommendation of the Land Use and Economic Development Committee

Present: Supervisors Maxwell, Sandoval

5. 070178 **[Street encroachment for Little Saigon neighborhood entrance at Larkin and Eddy Streets] Supervisor Daly**
Ordinance granting revocable permission to the Vietnamese Elderly Mutual Assistance Association to occupy a portion of the public right-of-way to construct sidewalk bulb-outs with two (2) 24" x 31" concrete and granite pillars at the northeast and northwest corners of Larkin and Eddy Streets to mark the entry to the Little Saigon neighborhood; waiving permit and right-of-way occupancy assessment fees and General Plan Referral fees; deleting two parking meter zones on Larkin Street to accommodate the encroachment; and making environmental findings and findings of consistency with the General Plan and the priority policies of Planning Code Section 101.1.

6/12/2007, PASSED ON FIRST READING.
Question: Shall this Ordinance be FINALLY PASSED?

Recommendation of the Rules Committee

Present: Supervisors Ammiano, Elsbernd, Peskin

6. 070794 **[Appointment - San Francisco Health Authority]**
Resolution appointing Grant Davies, term ending January 15, 2009, to the San Francisco Health Authority; residency requirement waived.
Grant Davies, succeeding John Williams, term expired, seat 4, must be Senior Manager of St. Luke's Hospital, for the unexpired portion of a three-year term ending January 15, 2009.

Question: Shall this Resolution be ADOPTED?

*Questions on the Consent Agenda are on final passage, first reading, or adoption, as indicated:*_____

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendation of the Budget and Finance Committee

Present: Supervisors Daly, Ammiano, Dufty, Mirkarimi, Elsbernd

7. 070501 [Adopting Community Choice Aggregation Draft Implementation Plan and Adopting Further Implementation Measures]
Supervisors Ammiano, Mirkarimi, Daly, Dufty
Ordinance adopting a Community Choice Aggregation Program Description and Revenue Bond Action Plan and Draft Implementation Plan, establishing key aspects of the Community Choice Aggregation Program, and adopting further implementation measures.
(Fiscal Impact; Economic Impact)

6/12/2007, AMENDED, AN AMENDMENT OF THE WHOLE BEARING NEW TITLE.
6/12/2007, PASSED ON FIRST READING AS AMENDED.
Question: Shall this Ordinance be FINALLY PASSED?

8. 070777 [Adopting Community Choice Aggregation Governance Structure]
Supervisors Mirkarimi, Ammiano, Daly
Ordinance Adopting a Community Choice Aggregation Governance Structure.

6/12/2007, PASSED ON FIRST READING.
Question: Shall this Ordinance be FINALLY PASSED?

Recommendation of the Land Use and Economic Development Committee

Present: Supervisors Maxwell, Sandoval, McGoldrick

9. 070133 **[Limiting exemptions from, and clarifying the scope and collection of, the Transit Impact Development Fee]**

Supervisor McGoldrick

Ordinance (1) amending Chapter 38 of the Administrative Code by (a) amending Sections 38.1 and 38.3, and adding a new Section 38.3-1 to limit the exemption from the current Transit Impact Development Fee (TIDF) for projects for which an application for environmental review or a categorical exemption was submitted on or before April 1, 2004, to instances in which a building or site permit is issued on or before September 4, 2008 and requiring that such exempt projects that would otherwise have been subject to the former TIDF pay a fee on new office space only equivalent to the amount that would have been due under the former TIDF ordinance; (b) amending Section 38.1 to clarify the definitions of "Gross Floor Area" and "Retail/Entertainment;" (c) amending Section 38.3 to correct an unintended exclusion for art spaces; (d) amending Section 38.5 to specify that the TIDF due for a project is based on the fee in effect on the date of payment; and (e) amending Section 38.6 to clarify the circumstances in which a credit for prior eliminated uses is available and make clear that any credit against the amount of the TIDF based on prior use cannot exceed the amount of the TIDF due; and (2) making environmental findings.

2/13/2007, SUBSTITUTED. Supervisor McGoldrick submitted a substitute ordinance bearing new title.

4/24/2007, SUBSTITUTED to Land Use and Economic Development Committee. Supervisor McGoldrick submitted a substitute ordinance bearing new title.

6/12/2007, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

NEW BUSINESS

Recommendations of the Government Audit and Oversight Committee

Present: Supervisors Alioto-Pier, Peskin

10. 070715 [Unrepresented Employees]
Mayor
Ordinance fixing compensation for persons employed by the City and County of San Francisco whose compensations are subject to the provisions of Section A8.409 of the Charter, in job codes not represented by an employee organization, and establishing working schedules and conditions of employment and, methods of payment, effective July 1, 2007.
(Fiscal Impact.)

Question: Shall this Ordinance be PASSED ON FIRST READING?

11. 070720 [MOU, Amendment No. 1 - Municipal Executives' Association, AFL-CIO]
Mayor
Ordinance adopting and implementing Amendment #1, the agreement that amends the 2006-2009 Memorandum of Understanding between the City and County of San Francisco and the Municipal Executives' Association, AFL-CIO, relating to Management Training Funds.

Question: Shall this Ordinance be PASSED ON FIRST READING?

Present: Supervisors Elsbernd, Alioto-Pier, Peskin

12. 070716 [MOU, Amendment No. 1 - SEIU, Locals 535, 790 and United Healthcare Workers - West]
Mayor
Ordinance adopting and implementing Amendment #1, the agreement that amends the 2006-2009 Memorandum of Understanding between the City and County of San Francisco and the Service Employees International Union, Locals 535, 790 and United Healthcare Workers - West, relating to certain wages, hours, and working conditions.
(Fiscal Impact.)

Question: Shall this Ordinance be PASSED ON FIRST READING?

13. 070717 [MOU, Amendment No. 1 - International Brotherhood of Electrical Workers, Local Union 6, AFL-CIO]
Mayor
Ordinance adopting and implementing Amendment #1, the agreement that amends the 2006-2009 Memorandum of Understanding between the City and County of San Francisco and the International Brotherhood of Electrical Workers Local Union 6, AFL-CIO, by amending the parties' agreement with respect to certain wages, hours, and working conditions.
(Fiscal Impact.)

Question: Shall this Ordinance be PASSED ON FIRST READING?

14. 070718 **[MOU, Freight Checkers, Clerical Employees & Helpers, Local 856 (Supervising Registered Nurses, Unit 11.B.)]**

Mayor

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Freight Checkers, Clerical Employees & Helpers, Local 856 (Supervising Registered Nurses, Unit 11.B.), to be effective July 1, 2007 through June 30, 2011.
(Fiscal Impact.)

Question: Shall this Ordinance be PASSED ON FIRST READING?

15. 070719 **[MOU, Amendment No. 1 - Laborers International Union, Local No. 261]**

Mayor

Ordinance adopting and implementing Amendment #1, the agreement that amends the 2006-2009 Memorandum of Understanding between the City and County of San Francisco and the Laborers International Union, Local No. 261, by amending the parties' agreement to allocate funds related to programs for Environmental Service Workers.

Question: Shall this Ordinance be PASSED ON FIRST READING?

16. 070721 **[MOU, San Francisco Police Officers' Association (SFPOA)]**

Mayor

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the San Francisco Police Officers' Association (SFPOA), to be effective July 1, 2007 through June 30, 2011.
(Fiscal Impact.)

Question: Shall this Ordinance be PASSED ON FIRST READING?

17. 070722 **[MOU, SEIU, Local 790 Staff & Per Diem Nurses]**

Mayor

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Service Employees International Union, Local 790 Staff & Per Diem Nurses, to be effective July 1, 2007 through June 30, 2010.
(Fiscal Impact.)

Question: Shall this Ordinance be PASSED ON FIRST READING?

18. 070673 **[Contract with Owner's Association for administration/management of Central Market Community Benefit District]**

Supervisor Daly

Resolution approving an agreement with the nonprofit Owners' Association for administration/management of the property-based business improvement district known as the "Central Market Community Benefit District," pursuant to Section 36651 of the Streets and Highways Code.

Question: Shall this Resolution be ADOPTED?

19. 070732 [2500 Block of Mission Street Business Improvement District Annual Reports to the City]

Supervisor Ammiano

Resolution regarding 2500 Block of Mission Street Business Improvement District annual reports to the City: modifying the "Authority to Contract" provision of the Resolution establishing the District (Resolution No. 539-05) to require an annual financial report that has been reviewed by a Certified Public Accountant who provides a statement of negative assurance, to change the current requirement for an annual CPA "independent audit" to instead require a CPA independent audit upon request of the City, and authorizing amendment of the District's management contract with the City to conform; and receiving and approving the District's Annual Report for 2005-2006 as submitted pursuant to Section 3.4 of the District's management contract.

Question: Shall this Resolution be ADOPTED?

20. 070733 [Castro/Upper Market Community Benefit District Annual Reports to the City; making assessment formulas the same for all District residential property]

Supervisor Dufty

Resolution regarding Castro/Upper Market Community Benefit District annual reports to the City, and making assessment formulas the same for all District residential property: modifying the "Authority to Contract" provision of the Resolution establishing the District (Resolution No. 582-05) to require an annual financial report that has been reviewed by a Certified Public Accountant who provides a statement of negative assurance, to change the current requirement for an annual CPA "independent audit" to instead require a CPA independent audit upon request of the City, and authorizing amendment of the District's management contract with the City to conform; providing that all residential property be assessed by the same lot size and linear frontage formula, receiving and approving the District Assessment Engineer's Report in support, and authorizing conforming amendments and administrative clarifications to the District's management plan and management contract; and receiving and approving the District's Annual Report for 2005-2006 as submitted pursuant to Section 3.4 of the District's management contract.

Question: Shall this Resolution be ADOPTED?

21. 070734 [Fisherman's Wharf Community Benefit District Annual Reports to the City]

Supervisor Peskin

Resolution regarding Fisherman's Wharf Community Benefit District annual reports to the City: modifying the "Authority to Contract" provision of the Resolution establishing the District (Resolution No. 540-05) to require an annual financial report that has been reviewed by a Certified Public Accountant who provides a statement of negative assurance, to change the current requirement for an annual CPA "independent audit" to instead require a CPA independent audit upon request of the City, and authorizing amendment of the District's management contract with the City to conform; and receiving and approving the District's Annual Report for 2005-2006 as submitted pursuant to Section 3.4 of the District's management contract.

Question: Shall this Resolution be ADOPTED?

22. 070735 **[Noe Valley Community Benefit District Annual Reports to the City]**

Supervisor Dufty

Resolution regarding Noe Valley Community Benefit District annual reports to the City: modifying the "Authority to Contract" provision of the Resolution establishing the District (Resolution No. 583-05) to require an annual financial report that has been reviewed by a Certified Public Accountant who provides a statement of negative assurance, to change the current requirement for an annual CPA "independent audit" to instead require a CPA independent audit upon request of the City, and authorizing amendment of the District's management contract with the City to conform; and receiving and approving the District's Annual Report for 2005-2006 as submitted pursuant to Section 3.4 of the District's management contract.

Question: Shall this Resolution be ADOPTED?

23. 070736 **[North of Market/Tenderloin Community Benefit District Annual Reports to the City]**

Supervisor Daly

Resolution regarding North of Market/Tenderloin Community Benefit District annual reports to the City: modifying the "Authority to Contract" provision of the Resolution establishing the District (Resolution No. 584-05) to require an annual financial report that has been reviewed by a Certified Public Accountant who provides a statement of negative assurance, to change the current requirement for an annual CPA "independent audit" to instead require a CPA independent audit upon request of the City, and authorizing amendment of the District's management contract with the City to conform; and receiving and approving the District's Annual Report for 2005-2006 as submitted pursuant to Section 3.4 of the District's management contract.

Question: Shall this Resolution be ADOPTED?

24. 070737 **[Union Square Business Improvement District Annual Reports to the City]**

Supervisor Peskin

Resolution regarding Union Square Business Improvement District annual reports to the City: modifying the "Authority to Contract" provision of the Resolution renewing the District (Resolution No. 798-03) to require an annual financial report that has been reviewed by a Certified Public Accountant who provides a statement of negative assurance, to change the current requirement for an annual CPA independent audit to instead require a CPA independent audit upon request of the City, to acknowledge that the Mayor's Office of Economic and Workforce Development is the successor to the Mayor's Office of Public Finance and Business Affairs, and authorizing amendment of the District's written agreements (contracts) with the City to conform; and receiving and approving the District's Annual Report for 2005-2006 as submitted pursuant to California Streets and Highways Code §36650.

Question: Shall this Resolution be ADOPTED?

25. 070838 **[Contract with Owners' Association for administration/management of Fisherman's Wharf Portside Community Benefit District]**

Supervisor Peskin

Resolution approving an agreement with the nonprofit Owners' Association for administration/management of the business-based business improvement district known as the "Fisherman's Wharf Portside Community Benefit District," pursuant to Section 36651 of the Streets and Highways Code.

Question: Shall this Resolution be ADOPTED?

Recommendations of the Rules Committee

Present: Supervisors Elsbernd, Peskin

26. 070411 [Requiring the City to give public notice of the termination or expiration of a lease from the School District to the City, when the City has used the leased property in a manner directly serving the public]

Supervisor Mirkarimi

Ordinance amending the San Francisco Administrative Code by adding Section 23.28, to require the City to give public notice of the termination or expiration of a lease of property from the San Francisco Unified School District to the City, when the City has used the property under the lease in a manner directly serving the public.

Question: Shall this Ordinance be PASSED ON FIRST READING?

27. 070130 [Establishing the Children's Collaborative Task Force]

Supervisors Alioto-Pier, Ammiano

Resolution establishing the Children's Collaborative Task Force to 1) promote dialogue among parents, educators, and the public, 2) identify and develop collaborative means to address issues shared by San Francisco's public, private, and parochial schools, and 3) advise the Board of Supervisors on policies to ensure that all children in San Francisco have equal and equitable access to exceptional educational and cultural resources.

Question: Shall this Resolution be ADOPTED?

Present: Supervisors Ammiano, Elsbernd, Peskin

28. 070084 [Shelter Monitoring Committee]

Supervisors Mirkarimi, Ammiano

Ordinance amending sections 20.302, 20.303, 20.304, and 20.312 of the San Francisco Administrative Code to: 1) require the Department of Public Health to provide administrative support for the Shelter Monitoring Committee; 2) broaden the purpose of the Shelter Monitoring Committee by authorizing it to assess City policies that affect shelter clients; 3) require Committee members to keep certain information confidential; 4) designate divisions within the Department of Human Services and the Department of Public Health from which Committee members may be appointed; 5) require City departments to respond to reasonable requests for information from the Shelter Monitoring Committee within 15 days, and 6) eliminate the Committee's obligation to prepare annual reports with the Local Homeless Coordinating Board.

4/10/2007, SUBSTITUTED. Supervisor Mirkarimi submitted a substitute ordinance bearing new title.

Question: Shall this Ordinance be PASSED ON FIRST READING?

29. 070698 [Reappointment, Entertainment Commission]

Motion approving the Mayor's nomination for reappointment of Audrey Joseph to the Entertainment Commission, for the term ending July 1, 2011.

Question: Shall this Motion be APPROVED?

SPECIAL ORDER 3:00 P.M.

30. 070560 **[Public Hearing - Appeal of Final Environmental Impact Report for Market and Octavia Neighborhood Plan]**

Hearing of persons interested in or objecting to the Planning Commission's April 5, 2007, certification of a Final Environmental Impact Report identified as Planning File No. 2003.0347E, through its Motion No. 17406, for a proposed Market and Octavia Plan, amendments to the San Francisco Planning Code and Zoning Maps, amendments to the San Francisco General Plan, adoption of Urban Design Guidelines, and amendments to the Western Addition A-2 Redevelopment Plan. The Plan area is generally located to the West of the City's Downtown area and includes portions of Civic Center, Hayes Valley, Western Addition, South of Market, Inner Mission, the Castro, Duboce Triangle, Eureka Valley, and Upper Market Neighborhoods of San Francisco. (Appellants: Martin Hamilton on behalf of New College of California, F. Joseph Butler on behalf of the San Francisco Preservation Consortium and Mary Miles representing the Coalition for Adequate Review.)

(Date Filed: 4/25/07; companion measure to Files 060561, 060562, 060563.)

5/22/2007, CONTINUED. Continued to June 12, 2007

6/12/2007, CONTINUED. The President inquired as to whether or not any member of the public wished to address the Board.

Mary Miles, Attorney for the Coalition for Adequate Review Appellant
Stephen Williams; Attorney for the Appellant
Cynthia Servetnick, Representative for the Appellant (New College)

Female speaker; support of appellants
Rob Anderson; support of appellants
Francisco Rivera, support of appellants
Salem McFarreh; support of appellants
Hiroshi Fulcuda; support of appellants
Lavaghn Tabek; support of appellants
Peter Parashis; support of appellants
Allen Martinez, support of appellants
Peter Lewis, support of appellants
Vincent Marsh, support of appellants

Public Hearing was continued to June 19, 2007 at 3:00 p.m.

Action:_____

Pursuant to Government Code Section 65009, the following notice is hereby given: if you challenge, in court, the Final Environmental Impact Report described above, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the Board of Supervisors at, or prior to, the public hearing.

(Only one of the following two motions should be approved.)

31. 070561 **[Affirming certification of Market and Octavia Area Plan FEIR]**

Motion affirming the certification by the Planning Commission of the Final Environmental Impact Report for the Market and Octavia Area Plan.

5/22/2007, CONTINUED. Continued to June 12, 2007

6/12/2007, CONTINUED. Continued to June 19, 2007 at 3:00 p.m.

Question: Shall this Motion be APPROVED?

32. **070562** **[Disapproving certification of Market and Octavia Area Plan FEIR]**
Motion disapproving the certification by the Planning Commission of the Final Environmental Impact Report for Market and Octavia Area Plan.

5/22/2007, CONTINUED. Continued to June 12, 2007
6/12/2007, CONTINUED. Continued to June 19, 2007 at 3:00 p.m.
Question: Shall this Motion be APPROVED?

33. **070563** **[Preparation of findings to disapprove certification of the Market and Octavia Area Plan FEIR]**
Motion directing the Clerk of the Board to prepare findings disapproving the certification by the Planning Commission of the Final Environmental Impact Report for the Market and Octavia Area Plan FEIR.

5/22/2007, CONTINUED. Continued to June 12, 2007
6/12/2007, CONTINUED. Continued to June 19, 2007 at 3:00 p.m.
Question: Shall this Motion be APPROVED?

SPECIAL ORDER 3:00 P.M.

34. **070842** **[Hearing - Disposition and Development Agreement - Redevelopment Agency Owned Land for Armstrong Place]**
Hearing of persons interested in or objecting to proposed resolution approving the Redevelopment Agency of the City and County of San Francisco's Disposition and Development Agreement (the "Agreement") for a portion of Assessor's Block 5421, Lots 3, 5, 6, 7, 8, 9, and 11 commonly known as Armstrong Place (or 5600 Third Street), to BRIDGE Tower, L.L.C., for the purpose developing affordable for-sale housing for lower income households.
(Clerk of the Board)

Action:_____

Adjourn and Report Without Recommendation

35. **070843** **[Disposition and Development Agreement - Redevelopment Agency Owned Land for Armstrong Place]**
Supervisor Maxwell
Resolution approving the Redevelopment Agency of the City and County of San Francisco's Disposition and Development Agreement (the "Agreement") for a portion of Assessor's Block 5421, Lots 3, 5, 6, 7, 8, 9, and 11 commonly known as Armstrong Place (or 5600 Third Street), to BRIDGE Tower, L.L.C., for the purpose developing affordable for-sale housing for lower income households.
(Fiscal Impact.)

Question: Shall this Resolution be ADOPTED?

SPECIAL ORDER 3:30 P.M.

Board of Supervisors Sitting as a Committee of the Whole

36. 070805 **[Committee of the Whole - Beilenson Hearing - June 19, 2007 at 3:30 p.m.]**
Hearing to consider the Department of Public Health's budget eliminating or reducing medical services. (Beilenson Hearing)

Action:_____

SPECIAL ORDER 3:30 P.M - Recognition of Commendations

COMMITTEE REPORTS

Reports from committees, if any, recommending emergency or urgent measures.

The following item will be considered by the City Operations and Neighborhood Services Committee at its Regular Meeting on Thursday, June 14, 2007 at 1:00 p.m. The Chair intends to request the Committee to send the following item to the Board as a committee report on Tuesday, June 19, 2007.

37. 070723 **[State contract funds for substance abuse treatment]**
Mayor
Resolution authorizing the San Francisco Department of Public Health, Community Behavioral Health Services (DPH-CBHS) to enter into a Combined Net Negotiated Amount and Drug Medi-Cal Agreement with the State of California Department of Alcohol and Drug Programs (DADP) for the term of July 1, 2007 through June 30, 2010 in the amount of $55,825,476 and for the term of July 1, 2007 through June 30, 2008 in the amount of $18,608,492 as a condition of receiving state funds and Drug Medi-Cal reimbursement for substance abuse treatment and prevention; holding DADP harmless from any and all claims resulting from the agreement; authorizing and designating the Director of CBHS to sign said Agreement and to approve amendments for less than ten percent (10%) of the contracted amount.

Question: Shall this Resolution be ADOPTED?

The following items will be considered by the Rules Committee at a Special Meeting on Friday, June 15, 2007 at 1:00 p.m. The Chair intends to request the Committee to send the following items to the Board as a committee report on Tuesday, June 19, 2007.

38. 070631 [Settlement of Lawsuit - U.S. Airways, Inc.]

Ordinance authorizing the settlement of the bankruptcy claim filed by the City and County of San Francisco, acting by and through its Airport Commission against US Airways, Inc., for the settlement of the unlitigated bankruptcy claim between the Airport and the execution of future Airport leases with US Airways, Inc. with regard to In re: US Airways, Inc. et al., Debtors, Case No. 04-12819 SSM, United States Bankruptcy Court for the District of Virginia; and authorizing settlement of the lawsuit filed by the City and County of San Francisco, acting by and through its Airport Commission against US Airways, Inc., for payment to the Airport of environmental clean-up costs and agreement of a percentage allocation for future clean-up costs with regard to City and County of San Francisco v. ARCO et al., Case No. C-97-2965 MMC (N.D. Cal)
(City Attorney)

Question: Shall this Ordinance be PASSED ON FIRST READING?

39. 070647 [Settlement of Lawsuit - Teri Rouse]

Ordinance authorizing settlement of the lawsuit filed by Teri Rouse against the City and County of San Francisco for $30,000; the lawsuit was filed on November 10, 2005 in San Francisco Superior Court, Case No. 446-497; entitled Teri Rouse, et al., v. City and County of San Francisco, et al.
(City Attorney)

Question: Shall this Ordinance be PASSED ON FIRST READING?

40. 070700 [Settlement of Claim Against Sprint/Nextel]

Ordinance authorizing settlement of a claim by the City and County of San Francisco against the Sprint/Nextel Corporation for funding the planning for reconfiguration of the City's 800 MHz Radio Communications System.
(City Attorney)

Question: Shall this Ordinance be PASSED ON FIRST READING?

41. 070747 [Settlement of Lawsuit - Colonial American Casualty and Surety Company and Competent Builders, Inc.]

Ordinance authorizing settlement of the lawsuit filed by Colonial American Casualty and Surety Company and Competent Builders, Inc., against the City and County of San Francisco, for payment to the City of $450,000; the lawsuit was filed on October 9, 2002 in San Francisco Superior Court, Case No. CGC 02-413272; entitled Division of Labor Standards Enforcement v. Colonial American Casualty and Surety Company, et al; other material terms of said settlement are payment by Competent Builders, Inc., and other parties, to Colonial American Casualty and Surety Company, and full releases among all parties.
(City Attorney)

Question: Shall this Ordinance be PASSED ON FIRST READING?

42. 070766 **[Settlement of Lawsuit - Northwest Airlines Corporation, et al.]**

Ordinance authorizing the settlement of the bankruptcy claim filed by the City and County of San Francisco, acting by and through its Airport Commission against Northwest Airlines Corporation, for the settlement of the litigated bankruptcy claim between the Airport with regard to In re Northwest Airlines Corporation, et al., Debtors, Case No. 05-17930ALG, United States Bankruptcy Court for the Southern District of New York; and authorizing settlement of the lawsuit filed by the City and County of San Francisco, acting by and through its Airport Commission against Northwest Airlines Corporation, for agreement to pay a percentage allocation of future clean-up costs with regard to City and County of San Francisco v. ARCO et al., Case No. C-97-2965 MMC (N.D. Cal).
(City Attorney)

Question: Shall this Ordinance be PASSED ON FIRST READING?

43. 070767 **[Settlement of Lawsuit - Delta Air Lines Inc., et al.]**

Ordinance authorizing the settlement of the bankruptcy claim filed by the City and County of San Francisco, acting by and through its Airport Commission against Delta Air Lines, Inc., for the settlement of the litigated bankruptcy claim between the Airport with regard to In re Delta Air Lines Inc., et al., Debtors, Case No. 05-17923PCB, United States Bankruptcy Court for the Southern District of New York; and authorizing settlement of the lawsuit filed by the City and County of San Francisco, acting by and through its Airport Commission against Delta Air Lines, Inc., for agreement to pay a percentage allocation of future clean-up costs with regard to City and County of San Francisco v. ARCO et al., Case No. C-97-2965 MMC (N.D. Cal).
(City Attorney)

Question: Shall this Ordinance be PASSED ON FIRST READING?

The following items will be considered by the Budget and Finance Committee at a Special Meeting on Monday, June 18, 2007 at 11:00 a.m. The Chair intends to request the Committee to send the following items to the Board as a committee report on Tuesday, June 19, 2007.

44. 070770 **[Interim Government Funding, Fiscal Year 2007-2008]**

Mayor

Interim Annual Appropriation Ordinance appropriating all estimated receipts and all estimated expenditures for the City and County of San Francisco for fiscal year ending June 30, 2008.

Question: Shall this Ordinance be PASSED ON FIRST READING?

45. 070771 **[Interim Public Employment, Fiscal Year 2007-2008]**

Mayor

Interim Annual Salary Ordinance enumerating positions in the Annual Budget and Appropriation Ordinance for the Fiscal Year ending June 30, 2008, continuing, creating or establishing these positions; enumerating and including therein all positions created by Charter or State law for which compensations are paid from City and County funds and appropriated in the Annual Appropriation Ordinance; authorizing appointments or continuation of appointments thereto; specifying and fixing the compensations and work schedules thereof; and authorizing appointments to temporary positions and fixing compensations therefor.
(Fiscal Impact.)

Question: Shall this Ordinance be PASSED ON FIRST READING?

46. **070825** **[Redevelopment Agency Budget]**

Resolution approving an Interim Budget of the Redevelopment Agency of the City and County of San Francisco for fiscal year 2007-2008.
(Redevelopment Agency)
(Fiscal Impact.)

Question: Shall this Resolution be ADOPTED?

47. **070839** **[Treasure Island Development Authority Interim Budget]**

Mayor

Resolution approving the Interim Budget of the Treasure Island Development Authority for fiscal year 2007-2008.
(Fiscal Impact.)

Question: Shall this Resolution be ADOPTED?

48. ROLL CALL FOR INTRODUCTIONS

Roll call for introduction of ordinances, resolutions, charter amendments, requests for hearings, letters of inquiry, letters of request to the City Attorney and Board Members' reports on their regional body activities.

49. PUBLIC COMMENT

An opportunity for members of the public to directly address the Board on items of interest to the public that are within the subject matter jurisdiction of the Board, including items being considered today which have not been considered by a Board committee and excluding items which have been considered by a Board committee. Members of the public may address the Board for up to three minutes. Each member of the public will be allotted the same number of minutes to speak, except that public speakers using translation assistance will be allowed to testify for twice the amount of the public testimony time limit. If simultaneous translation services are used, speakers will be governed by the public testimony time limit applied to speakers not requesting translation assistance. The President or the Board may limit the total testimony to 30 minutes.
Members of the public who want a document placed on the overhead for display should clearly state such and subsequently remove the document when they want the screen to return to live coverage of the meeting.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures are introduced for adoption without committee reference. A unanimous vote is required for adoption of a resolution today. Any Supervisor may require any resolution to go to committee.

Items 50 through 60

50. 070836 **[Final Map - 445-701 Wawona Street]**

Motion approving Final Map 4184, a 8 Lot Subdivision Project, located at 445-701 Wawona Street being a subdivision of Lot 008 in Assessors Block No. 2540 and adopting findings pursuant to the General Plan and City Planning Code Section 101.1.
(Public Works Department)
(DPW Order No. 176,885; District No. 7)

6/4/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

6/12/2007, CONTINUED. Continued to June 19, 2007.

Question: Shall this Motion be APPROVED?

51. 070891 **[Grant to fund a project through the HIV Epidemiology Section of the Department of Public Health]**

Supervisor Ammiano

Resolution authorizing the San Francisco Department of Public Health (DPH), to retroactively accept and expend a grant in the amount of $19,601 from the Global Fund to Fight AIDS, Tuberculosis and Malaria through the Regents of the University of California to fund the Triangulation Resource Guide, and to enter into an agreement for the use of these funds; for the period of September 1, 2006 through June 3, 2007.

6/12/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

52. 070892 **[Directing City Staff to report on actions to restrict Bisphenol-A in children's products]**

Supervisor Alioto-Pier

Resolution directing San Francisco's Department of Health and Department of the Environment to submit a report with recommendations on potential actions that can be adopted to address risks to public health from exposure to Bisphenol-A and to base that report on the findings of a National Institute of Health review panel along with the concerns of representatives of the scientific and children's health communities.

6/12/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

53. 070893 [Commending Thomas E. Margro]

Supervisor Peskin

Resolution commending Thomas E. Margro, General Manager of BART.

6/12/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

54. 070894 [Private Security Officers]

Supervisor Peskin

Resolution encouraging security contractors and building owners to come to the bargaining table with the single purpose to improve industry standards by providing adequate training and increased wages and benefits for private security officers.

6/12/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

55. 070895 [State grant to support environmental health through the Weights and Measures program]

Supervisor Mirkarimi

Resolution authorizing the San Francisco Department of Public Health (DPH) to retroactively accept and expend a grant in the amount of $8,250 from the California Department of Food and Agriculture (CDFA) supporting two programs, the Petroleum Products Compliance Program and the Weighmaster Enforcement Program; for the period of July 1, 2007 through June 30, 2008.

6/12/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

56. 070896 [Support "It's OUR Healthcare" principles]

Supervisor Mirkarimi

Resolution in support of the joint Labor and "It's OUR Healthcare" principles developed by a coalition of community, clergy, labor and healthcare organizations and supporting those principles as a means to achieving affordable, quality health care for all working Californians.

6/12/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

57. 070897 [State grants to support environmental health projects]

Supervisor Maxwell

Resolution authorizing the San Francisco Department of Public Health (DPH) to retroactively accept and expend two grants totaling $4,948.18, one from the California Department of Food and Agriculture (CDFA) and one from the California Department of Pesticide Regulation (CDPR); for the period of July 1, 2007 through June 30, 2008.

6/12/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

58. 070898 **[Zoning - Extension of Planning Commission review period]**

Supervisor Maxwell

Resolution extending the prescribed time within which the Planning Commission may render its decision on a proposed ordinance to amend the San Francisco Planning Code by amending Section 319.2 and 319.3 of the Visitation Valley Community Facilities and Infrastructure Fee and Fund ordinance to set a lower fee level of $3.00 per square foot for principally permitted projects that do not require material General Plan, Planning Code or Zoning Map amendments.

6/12/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

59. 070899 **[Extending the Asthma Task Force Membership to June 30, 2008]**

Supervisor Maxwell

Resolution extending the Asthma Task Force Membership to June 30, 2008.

6/12/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

60. 070900 **[Urging the City College of San Francisco Registered Nursing Program to adopt a residency requirement]**

Supervisor Mirkarimi

Resolution urging that the City College of San Francisco Registered Nursing Program petition the Board of Governors pursuant to Education Code § 78032(a)(3) to allow the adoption of a residency requirement giving preferential admission to San Francisco residents.

6/12/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

*Questions on the For Adoption Without Committee Reference Agenda:*_____

61. IMPERATIVE AGENDA

Resolution(s), if any, to be adopted within limits imposed by the Sunshine Ordinance and the Ralph M. Brown Act, introduced today, not on the printed agenda. For such resolutions to be considered, the Board must first adopt the Serious Injury Finding or the Purely Commendatory Finding and the Brown Act Finding. Each motion requires 8 votes or a unanimous 6 or 7. A unanimous vote is required for the resolution(s).

[Serious Injury Finding]
Motion that the Board find that for the resolution(s) being considered at this time "the need to take action is so imperative as to threaten serious injury to the public interest if action is deferred to a later meeting."

[Purely Commendatory Finding]
Motion that the Board find that the resolution(s) being considered at this time are purely commendatory.

[Brown Act Finding]
Motion that the Board find by roll call vote that for the resolutions being considered at this time there is a need to take immediate action and the need to take action came to the attention of the City and County of San Francisco after the agenda was posted.

OFF-AGENDA LEGISLATION

PROPOSED ORDINANCES

None

PROPOSED RESOLUTIONS

Proposed resolutions received from June 5, 2007 through June 11, 2007 for reference by the President to appropriate committee on June 19, 2007.

070852 **[Contract funds to support the STOP AIDS Project]**
Resolution authorizing the San Francisco Department of Public Health (DPH) to enter retroactively into an agreement with the STOP AIDS Project and expend funds in the amount of $28,410; for the period of September 1, 2006, through August 31, 2008.
(Public Health Department)

6/7/2007, RECEIVED AND ASSIGNED to Budget and Finance Committee.

070853 **[Airport Concession Lease]**
Resolution approving the Terminal 3 Newsstands and Specialty Store Lease between Host International, Inc., and the City and County of San Francisco, acting by and through its Airport Commission.
(Airport Commission)

6/8/2007, RECEIVED AND ASSIGNED to Budget and Finance Committee.

070854 **[Airport Concession Lease]**
Resolution approving the Technology Products Stores Lease between ILJ San Francisco, LLC, and the City and County of San Francisco, acting by and through its Airport Commission.
(Airport Commission)

6/8/2007, RECEIVED AND ASSIGNED to Budget and Finance Committee.

070873 **[Lease of Real Property]**
Resolution authorizing extension of a lease of real property at 617 Mission Street and 101 New Montgomery Street for the Department of Child Support Services.
(Real Estate Department)

6/11/2007, RECEIVED AND ASSIGNED to Budget and Finance Committee.

070875 **[Lease of Real Property at 650 Fifth Street, Suite 307-309]**
Resolution authorizing the Lease of 3,060 square feet of space at 650 Fifth Street, Suites 307-309, for the Department of Public Health's Jail Health Services.
(Real Estate Department)

6/11/2007, RECEIVED AND ASSIGNED to Budget and Finance Committee.

PROPOSED MOTIONS

None

070915 **[Petition and Communications]**

Petitions and Communications received from June 5, 2007 through June 11, 2007 for reference by the President to June 19, 2007.

From Department of Public Works, regarding the status of removing graffiti at the property of 485 Scott Street. (Reference No. 20070501-006) Copy: Supervisor Mirkarimi (1)

From Department of Public Works, reporting on the status of repairing multiple potholes fronting 867 Oak Street and 455 Haight Street. (Reference No. 20070501-002) Copy: Supervisor Mirkarimi (2)

From Department of Public Works, regarding the status of removal of general advertising signs at various locations. (Reference No. 20070410-006) Copy: Supervisor Mirkarimi (3)

From various companies, regarding resolution initiating designation of First St. John's Methodist Church at 1601 Larkin Street/1600 Clay Street as a landmark and all proceedings relating thereto. File No. 070625 Copy: Each Supervisor, 3 letters (4)

From Ahimsa Porter Sumchai, M.D., requesting the Bay Area Quality Management District to provide data documenting the results from air monitoring stations located at the perimeter of Parcel A of the Hunters Point Shipyard designated HV1-HV5. (5)

From Ahimsa Porter Sumchai, M.D., informing Supervisor Daly regarding the asbestos levels at air monitoring stations operated by the Bay Area Air Quality Management District. Copy: Supervisor Daly (6)

From Office of the Controller, submitting report concerning the review of EVA Airways (Eva) for the period from July 1, 2003, through June 30, 2006. (7)

From Municipal Transportation Agency, advising the Board that MUNI subway service has been halted because of a possible fire between the Embarcadero and Montgomery BART stations. (8)

From Department of Public Works, reporting on the status of removing graffiti from newsstands at various locations. (Reference No. 20070522-008) and (Reference No. 20070410-011) Copy: Supervisor Mirkarimi (9)

From Department of Public Works, reporting on the status of removing graffiti from mailboxes and garbage cans at various locations. (Reference No. 20070522-005) Copy: Supervisor Mirkarimi (10)

From Department of Public Works, reporting on the status of removing graffiti from various public property locations. (Reference No. 2007-0501-003), (Reference No. 20070522-004), (Reference No. 20070522-005), (Reference No. 20070522-007) and (Reference No. 2007-0508-009) Copy: Supervisor Mirkarimi (11)

From Department of Public Works, reporting on the status of repairing multiple potholes at various locations. (Reference No. 20070522-003) Copy: Supervisor Mirkarimi (12)

From Steve Douglas, concerning the increasing number of homeless in district 6. Copy: Supervisor Daly (13)

From Megan Green, submitting a letter to Supervisor Jew regarding the San Francisco Chronicle article dated June 5, 2007. Copy: Supervisor Jew (14)

From Ahimsa Sumchai, M.D., submitting a proposal on the City's fiscal year 2007-2008 budget. (15)

From Dang Dang, concerning safety issues in Tenderloin. Copy: Supervisor Daly (16)

From Will Lee, regarding Supervisor Daly's consideration on running for Mayor of San Francisco. Copy: Supervisor Daly (17)

From San Francisco Association of Realtors, submitting letter of opposition to the resolution proposed by Supervisor Peskin expressing support for SB 464, amending the State Ellis Act. Copy: Each Supervisor (18)

From San Francisco Fire Department, submitting Fire/Life Safety Inspection Report on S.F. Civic Center Court House and SF Bayview Station. (19)

From Recreation and Park Department, reporting on the status of graffiti removal at Golden Gate & Steiner Mini Park. Copy: Supervisor Mirkarimi (Reference No. 20070508-001) (20)

From Steve Brown, urging the Board Members to not support any bill that would decrease the amount of money spent on roads in the city. (21)

From Peter Mandell, submitting support for the Mayor's budget proposal. File No. 070844, Copy: Supervisor Daly (21)

From Michelle Kletter, urging Supervisor Daly to restore funding to the Women's Community Clinic in the amount of $202,785. Copy: Supervisor Daly (22)

From Office of the Treasurer/Tax Collector, submitting Cash difference and Overage Fund balance and activities for the period ending April & May 2007. (23)

From Department of Public Works, submitting sidewalk improvement and repair report. Copy: Supervisor Daly (24)

From Ahimsa Sumchai, M.D,, regarding dangerous dust particles of asbestos. (25)

From Ahimsa Sumchai, M.D., submitting an email regarding her complaint against Ms. Amy Brownell from the Board for Professional Engineers and Land Surveyors. (26)

From Travis Reed, submitting his opinion on the City's budget. Copy: Supervisor Daly. (27)

From Douglas Lam, regarding his unpleasant experience with the San Francisco Police Department. Copy: Supervisor Daly (28)

From Christian Holmer, submitting an immediate disclosure request to various City departments for public records. (29)

From John Doremus, regarding his request to the Department of Public Works for street cleaning. (30)

From concerned citizens, urging the Board to support quality of life citation prosecution. 2 letters (31)

From San Francisco Police Department, responding to Supervisor Sandoval's inquiry pertaining to valet parking permits. Copy: Supervisor Sandoval (Reference No. 20070501-014) (32)

From San Francisco Public Utilities Commission, regarding the Commission's resolution on adopting schedules of rates, fees and charges. File No. 070668, Copy: Each Supervisors (33)

From various City Departments, submitting list of sole source contracts entered into during fiscal year 2006-2007: (34)
Ethics Commission
Police Department

District Attorney's Office
Law Library
Department on the Status of Women

From Gavin Hudson, submitting support for the recently passed Food Service Waste Reduction Ordinance. (35)

From City Hall Preservation Advisory Committee, regarding the need to provide funding to upgrade the Media Services equipment in City Hall. (36)

From Jon Buckenthal, concerning the high number of cell phone antennas in the city. (37)

From Department of Transportation, submitting a report regarding the illegal discharge (or threatened illegal discharge) of hazardous waste, which could cause substantial injury to the public health or safety. (38)

From Aaron Feibus, concerning the proposed elimination of funding for the Corridors Project. (39)

From David Berbey, regarding the proposed budget cuts for 2007-2008 budget. (40)

From Francisco Da Costa, submitting an article regarding the Bayview Hunters Point – Limited Liability Corporation. (41)

From Daniel Andrzejek, concerning the safety in public playgrounds. (42)

From Terrie Frye, regarding the state medical cannabis card. (43)

From Mark V. Dantone, urging the Board to implement a Community Choice Aggregation Plan. File No. 070501, Copy: Each Supervisor (44)

From Michael A. Rodevich, PhD, regarding MOU amendment No. 1 – SEIU, Locals 535, 790 and United Healthcare Works – West. File No. 070716 (45)

From Medallion Holders Association, urging the Board to not endorse the resolution regarding the long-term leases of taxicab medallions. File No. 070863, Copy: Each Supervisor (46)

From Eula Walters, submitting a copy of a letter she sent to the San Francisco Examiner regarding the City's proposed expenditure on the Ferry Park. (47)

From Office of the City Administrator, reporting the number of gifts the department received in 2006. (48)

From Harvey Milk LGBT Democratic Club, submitting support on the safeguarding state and local governance in trade resolution. File No. 070855, Copy: Each Supervisor (49)

From Martin Lyon, submitting a copy of a letter he sent to the Municipal Transportation Agency regarding signage issues at various locations in the city. Copy: Each Supervisor (50)

From Sierra Club, submitting support on Supervisor McGoldrick's proposed legislation to address the fiscal viability of the City's ongoing subsidies of golf courses, and to clarify their position on recent privatization proposals. File No. 070589, Copy: Each Supervisor, 2 letters (51)

From Ninette Jones, urging the Board to seek a humane method of dealing with the African clawed frogs residing in Golden Gate Park's Lily Pond. (52)

From concerned citizens, submitting opinions regarding Paris Hilton's jail sentence. 2 letters (53)

From Joel R. Miller, regarding his concerns with the management of the Union Street festival. (54)

From concerned citizens, urging the Board to support District Attorney Kamala Harris's recent request for additional funding to increase the number of assistant district attorneys who handle misdemeanors and infractions. 2 letters (55)

From concerned citizens, submitting their opinions regarding Supervisor Ed Jew. 2 letters (56)

From concerned citizens, regarding the ordinance prohibiting the feeding of red-masked parakeets in San Francisco. File No. 070467, Copy: Each Supervisor, 5 letters (57)

From concerned citizens, regarding the resolution rejecting the 2007-2008 water and wastewater rates adopted by the San Francisco Public Utilities Commission. File No. 070668, Copy: Each Supervisor, 2 letters (58)

From European/American Issues Forum, urging the San Francisco Police Commission to introduce an item for the next Commission meeting that will address the issue of the equity representation by European American police officers in their relationship with the Commission and the San Francisco Police Department. (59)

From Joan Moon, submitting support for Michael Sullivan to the Recreation and Park Commission. File No. 070759, Copy: Each Supervisor (60)

From Count Gramalikin, urging the Board to vote no on the ordinance to create a local registry of gun offenders convicted in San Francisco. File No. 070689, Copy: Each Supervisor (61)

From concerned citizens, regarding Supervisor Chris Daly's consideration to eliminate Fleet Week in San Francisco. Approximately 50 letters (62)

From United Taxicab Workers, submitting support on the resolution regarding long-term leases of taxicab medallions. File No. 070863, Copy: Each Supervisor (63)

ADJOURNMENT

Legislation Pending Under the "30 Day Rule"

These items may not be heard by Committee until the date in the right hand column.

As Revised June 14, 2007

Rule 5.40 provides that when an ordinance or resolution is introduced which would create or revise major city policy, the committee to which the legislation is assigned shall not consider the legislation until at least thirty days after the date of introduction. The provisions of this rule shall not apply to the routine operations of the departments of the City or when a legal time limit controls the hearing timing. In general the rule shall not apply to hearings to consider subject matter when no legislation has been presented, nor shall the rule apply to resolutions which simply urge action to be taken.

Ordinance amending the SF Planning Code by amending Section 121.2 to move Polk St. from a 3,000 square foot lot size limit to a 2,000 square foot lot size limit and by amending Section 723 to provide that commercial and institutional uses in the Polk St. Neighborhood Commercial District are permitted up to 1,999 square feet and allowed as a conditional use for 2,000 square feet and above, etc.	070851	Land Use and Economic Development Committee	Peskin	6/5/07	7/5/07
Charter amendment (First Draft) to amend Sections 8A.101 through 8A106, 8A.108 through 8A.110, 8A.112 through 8A.113, 9.118, and A8.404, repealing Section 16.110; and by re-numbering Sections 16.100 and 16.102 as 8A.114 and 8A.115, respectively, all to increase the efficiency, effectiveness and autonomy of the Municipal Transportation Agency.	070731	Rules Committee	Peskin	5/22/07	6/21/07
Charter amendment (First Draft) to repeal the existing Section 16.109 and to add a new Section 16.109, to renew the Library Preservation Fund for fifteen years and to authorize the City and County of San Francisco to issue debt for Library purposes secured by and /or repaid from the Fund.	070730	Rules Committee	Peskin, Maxwell, Jew, Elsbernd, Alioto-Pier, Mirkarimi, McGoldrick, Dufty, Ammiano	5/22/07	6/21/07

Charter amendment (First Draft) to amend Section 13.101 and Article XVII to change the election cycle for the offices of Mayor, Sheriff, District Attorney, City Attorney and Treasurer so that these offices will be elected in even-numbered years; and to amend the definition of general municipal election so that such elections occur only in even-numbered years.	070729	Rules Committee	McGoldrick	5/22/07	6/21/07
Charter amendment (First Draft) to amend Section A8.506-2 to authorize the Board of Supervisors to amend a contract with the Public Employees Retirement System in order to transfer to the San Francisco Employees' Retirement System the assets and liabilities of certain airport police officers, and by adding Section A8.597-10(d) to include time worked as an airport police officer in the calculation for retirement benefits for police department employees.	070728	Rules Committee	McGoldrick	5/22/07	6/21/07
Charter amendment (First Draft) to amend Sections 8A.102, 8A.106, and 8A.107, to provide that: the Municipal Transportation Agency's budget shall be subject to the City's normal budget process; the Municipal Transportation Agency shall be subject to regulation by the Board of Supervisors; the Municipal Transportation Agency must comply with voter-approved ordinances; and, the Controller, rather than the Agency, shall administer the biennial municipal transportation quality review survey and study.	070727	Rules Committee	McGoldrick, Sandoval	5/22/07	6/21/07

Charter amendment (First Draft) to amend Sections 2.103 and 3.100 to require the Mayor to appear personally at one regularly-scheduled meeting of the Board of Supervisors each month to engage in formal policy discussions with members of the Board and to authorize the Board to adopt rules and guidelines.	070726	Rules Committee	Daly	5/22/07	6/21/07
Charter amendment (First Draft) to add Section 16.128 – Use of City Surplus Real Property for Affordable Housing.	070725	Rules Committee	Daly	5/22/07	6/21/07
Charter amendment (First Draft) to add Section 16.127 to appropriate funds for affordable housing programs.	070724	Rules Committee	Daly	5/22/07	6/21/07

BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO

AGENDA

Legislative Chamber - Second Floor
City Hall, 1 Dr. Carlton B. Goodlett Place
San Francisco, CA 94102-4689
Tuesday, June 26, 2007 2:00 PM

Regular Meeting

SF
S90
#62
6/26/07

AARON PESKIN, PRESIDENT
MICHELA ALIOTO-PIER, TOM AMMIANO, CHRIS DALY,
BEVAN DUFTY, SEAN ELSBERND, ED JEW, SOPHIE MAXWELL,
JAKE McGOLDRICK, ROSS MIRKARIMI, GERARDO SANDOVAL

Kay Gulbengay, Interim Clerk of the Board

Agendas of the Board of Supervisors are available on the internet at www.ci.sf.ca.us/bdsupvrs

BOARD COMMITTEES

Committee Membership	Meeting Days
Budget and Finance Committee Supervisors Peskin, Ammiano, Dufty, Mirkarimi, Elsbernd	Wednesday 1:00 PM
City and School District Select Committee Supervisors Dufty, Mirkarimi, Maxwell, Commissioners Kim, Mendoza, Wynns	1st and 3rd Thursday 3:30 PM
City Operations and Neighborhood Services Committee Supervisors McGoldrick, Alioto-Pier, Jew	2nd and 4th Thursday 1:00 PM
Government Audit and Oversight Committee Supervisors Elsbernd, Alioto-Pier	1st and 3rd Mondays 10:00 AM
Land Use and Economic Development Committee Supervisors Maxwell, Sandoval, McGoldrick	Monday 1:00 PM
Public Safety Committee Supervisors Mirkarimi, Maxwell, Dufty	2nd and 4th Monday 10:00 AM
Rules Committee Supervisors Ammiano, Elsbernd, Peskin	1st and 3rd Thursday 10:00 AM

4:25 p.m.
DOCUMENTS DEPT
JUN 21 2007
SAN FRANCISCO
PUBLIC LIBRARY

First-named Supervisor/Commissioner is Chair, Second-named Supervisor/Commissioner is Vice-Chair, of the Committee.

Board Meeting Procedures

The Board of Supervisors is the Legislative Body of the City and County of San Francisco. The Board considers ordinances and resolutions, most of which have been the subject of hearings before the standing committees of the board at which members of the public are urged to testify. The full Board does not hold a second public hearing on measures which have been heard in committee.

Board procedures do not permit: 1) persons in the audience to vocally express support or opposition to statements by Supervisors or by other persons testifying; 2) ringing and use of cell phones, pagers and similar sound-producing electronic devices, (Violators may be removed from the meeting room.) 3) signs to be brought into the meeting or displayed in the room; and 4) standing in the Legislative Chamber.

Citizens are encouraged to testify at Board hearings and to write letters to the Board and to its members, City Hall, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco, CA 94102.

USING LAPTOP COMPUTERS FOR PRESENTATIONS: Please contact City Hall Media Services at (415) 554-4933 to coordinate the use of laptop computers for presentations at the meeting. Computers to be used are required to be tested in advance. The presenter should arrive 30 minutes prior to the meeting to connect and test their computer.

THE AGENDA PACKET IS AVAILABLE AT CITY HALL, ROOM 244, RECEPTION DESK. Agendas are available on the internet at www.sfgov.org/site/bdsupvrs_index.asp?id=4383 For information, call (415) 554-5184.

Board meetings are cablecast on SF Cable 26. For video tape copies and scheduling call (415) 554-4188.

Results of each Board meeting can be obtained about a half hour after the end of the meeting by telephoning (415) 554-5555.

Requests for language interpreters at a meeting must be received at least 48 hours in advance of the meeting to help ensure availability. Contact Madeleine Licavoli at (415) 554-7722.

AVISO EN ESPAÑOL: La solicitud para un traductor en una reunion debe recibirse antes de mediodia de el viernes anterior a la reunion. Llame a Erasmo Vazquez (415) 554-4909.

翻譯 *必須在會議前最少四十八小時提出要求*
請電 (415) 554-7701

Disability Access

The Legislative Chamber and the Committee Room in City Hall are wheelchair accessible.

Meetings are real-time captioned and are cablecast open-captioned on SF Cable 26. Assistive listening devices for the Legislative Chamber are available upon request at the Clerk of the Board's Office, Room 244. Assistive listening devices for the Committee Room are available upon request at the Clerk of the Board's Office, Room 244 or in the Committee Room. To request sign language interpreters, readers, large print agendas or other accommodations, please contact Madeleine Licavoli at (415) 554-7722 or (415) 554-5227 (TTY). Requests made at least 48 hours in advance of the meeting will help to ensure availability.

The nearest accessible BART station is Civic Center (Market/Grove/Hyde Streets). Accessible MUNI Metro lines are the J, K, L, M, and N (Civic Center or Van Ness Stations). MUNI bus lines serving the area are the 47 Van Ness, 9 San Bruno, and the 6, 7, 71 Haight/Noriega. For more information about MUNI accessible services, call (415) 923-6142.

There is accessible parking in the vicinity of City Hall at Civic Center Plaza and adjacent to Davies Hall and the War Memorial Complex. Accessible curbside parking is available on Dr. Carlton B. Goodlett Place and Grove Street.

In order to assist the City's efforts to accommodate persons with severe allergies, environmental illness, multiple chemical sensitivity or related disabilities, attendees at public meetings are reminded that other attendees may be sensitive to perfumes and various other chemical-based scented products. Please help the City to accommodate these individuals.

Know Your Rights Under the Sunshine Ordinance

Government's duty is to serve the public, reaching its decision in full view of the public. Commissions, boards, councils and other agencies of the City and County exist to conduct the people's business. This ordinance assures that deliberations are conducted before the people and that City operations are open to the people's review.

For information on your rights under the Sunshine Ordinance (Chapter 67 of the San Francisco Administrative Code) or to report a violation of the ordinance, contact Frank Darby by mail to Sunshine Ordinance Task Force, 1 Dr. Carlton B. Goodlett Place, Room 244, San Francisco CA 94102, by phone at (415) 554-7724, by fax at (415) 554-7854 or by email at sotf@sfgov.org

Citizens may obtain a free copy of the Sunshine Ordinance by contacting Mr. Darby or by printing Chapter 67 of the San Francisco Administrative Code on the Internet, at http://www.sfgov.org/sunshine

Lobbyist Registration and Reporting Requirements

Individuals and entities that influence or attempt to influence local legislative or administrative action may be required by the San Francisco Lobbyist Ordinance [SF Campaign & Governmental Conduct Code Sec. 2.100] to register and report lobbying activity. For more information about the Lobbyist Ordinance, please contact the San Francisco Ethics Commission at 30 Van Ness Avenue, Suite 3900, San Francisco, CA 94102; telephone (415) 581-2300; fax (415) 581-2317; web site www.sfgov.org/ethics

ROLL CALL AND PLEDGE OF ALLEGIANCE

APPROVAL OF MEETING MINUTES

Motion to approve Board Meeting Minutes for May 22, 2007.

AGENDA CHANGES

COMMUNICATIONS

Note: Each item on the Consent or Regular agenda may include the following documents:
1) Legislation
2) Budget Analyst report
3) Legislative Analyst report
4) Department or Agency cover letter and/or report
5) Public correspondence
These items will be available for review at City Hall, Room 244, Reception Desk.

SPECIAL ORDER 2:00 P.M. - Mayor's Appearance Before The Board

(This item will be read at the third regularly scheduled Board meeting of every month)

The following is a time dedicated for the Mayor to discuss with the Board of Supervisors issues pertaining to the governance of the City and County of San Francisco. The Board of Supervisors offers this time for dialogue on the third regularly scheduled Board meeting of every month pursuant to the will of the voters as expressed in Proposition I in November of 2006.

Should the Mayor fail to appear after five minutes of the item being called, the Clerk shall remove the item from the Board's agenda, and the item shall not be considered by the Board. Should the Mayor appear and the Board therefore consider this item, public comment for this item will take place during general public comment.

CONSENT AGENDA

All matters listed hereunder constitute a Consent Agenda, are considered to be routine by the Board of Supervisors and will be acted upon by a single roll call vote of the Board. There will be no separate discussion of these items unless a member of the Board so requests, in which event the matter shall be removed from the Consent Agenda and considered as a separate item.

Items 1 through 18

Recommendations of the City Operations and Neighborhood Services Committee

Present: Supervisors McGoldrick, Alioto-Pier, Jew

1. 070529 **[Gift of Equipment to Fire Department]**
Resolution authorizing the San Francisco Fire Department to accept a gift of a 1988 GMC flatbed truck with a lift hoist valued at $14,779 from the Pacific Gas and Electric Company for emergency preparedness, training, public safety and related purposes.
(Fire Department)

Question: Shall this Resolution be ADOPTED?

2. 070624 **[Apply for, Accept and Expend State Grant - Department of the Environment]**
Supervisor Maxwell
Resolution authorizing the Department of the Environment to apply for, accept and expend grant funds, available only for public agencies in California, in the amount of $361,553 from the California Air Resources Board (CARB) for the purpose of purchasing low-polluting construction equipment and retrofitting existing construction equipment with pollution control devices.

Question: Shall this Resolution be ADOPTED?

3. 070626 **[Grant to support the Public Health Laboratory Director Training Program]**
Supervisor Mirkarimi
Resolution authorizing the San Francisco Department of Public Health (DPH), to retroactively accept and expend funds from the California Department of Health Services, Division of Communicable Disease Control for the Public Health Laboratory Director Training Program, in the amount of $300,655, for the period of April 1, 2007 through March 31, 2009.

Question: Shall this Resolution be ADOPTED?

4. 070629 **[Accept-Expend Federal Grant - Mayor's Office of Criminal Justice (MOCJ)]**
Mayor, Supervisor Ammiano
Resolution authorizing the Mayor's Office of Criminal Justice (MOCJ) to accept and expend funds in the amount of $2,550,932 from the State Corrections Standards Authority (CSA), from funds made available under Senate Bill 736 – known as the Juvenile Justice Crime Prevention Act (JJCPA) – for programs and approaches that have been demonstrated to be effective in reducing delinquency, for the period of July 1, 2007 to June 30, 2008.

Question: Shall this Resolution be ADOPTED?

5. 070850 **[Accept and Expend State Grant - Department of the Environment]**

Mayor

Resolution authorizing the Department of the Environment to accept and expend grant funds, available only for public agencies in California, in the amount of $110,880 from the California Air Resources Board for the purpose of upgrading Compressed Natural Gas (CNG) fueling stations at Cesar Chavez and Golden Gate Park.

Question: Shall this Resolution be ADOPTED?

Present: Supervisors Elsbernd, Alioto-Pier, Peskin

6. 070716 **[MOU, Amendment No. 1 - SEIU, Locals 535, 790 and United Healthcare Workers - West]**

Mayor

Ordinance adopting and implementing Amendment #1, the agreement that amends the 2006-2009 Memorandum of Understanding between the City and County of San Francisco and the Service Employees International Union, Locals 535, 790 and United Healthcare Workers - West, relating to certain wages, hours, and working conditions.

(Fiscal Impact.)

6/19/2007, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

7. 070717 **[MOU, Amendment No. 1 - International Brotherhood of Electrical Workers, Local Union 6, AFL-CIO]**

Mayor

Ordinance adopting and implementing Amendment #1, the agreement that amends the 2006-2009 Memorandum of Understanding between the City and County of San Francisco and the International Brotherhood of Electrical Workers Local Union 6, AFL-CIO, by amending the parties' agreement with respect to certain wages, hours, and working conditions.

(Fiscal Impact.)

6/19/2007, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

8. 070718 **[MOU, Freight Checkers, Clerical Employees & Helpers, Local 856 (Supervising Registered Nurses, Unit 11.B.)]**

Mayor

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Freight Checkers, Clerical Employees & Helpers, Local 856 (Supervising Registered Nurses, Unit 11.B.), to be effective July 1, 2007 through June 30, 2011.

(Fiscal Impact.)

6/19/2007, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

9. 070719 [MOU, Amendment No. 1 - Laborers International Union, Local No. 261]

Mayor

Ordinance adopting and implementing Amendment #1, the agreement that amends the 2006-2009 Memorandum of Understanding between the City and County of San Francisco and the Laborers International Union, Local No. 261, by amending the parties' agreement to allocate funds related to programs for Environmental Service Workers.

(Fiscal Impact.)

6/19/2007, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

10. 070722 [MOU, SEIU, Local 790 Staff & Per Diem Nurses]

Mayor

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the Service Employees International Union, Local 790 Staff & Per Diem Nurses, to be effective July 1, 2007 through June 30, 2010..

(Fiscal Impact.)

6/19/2007, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Recommendations of the Rules Committee

Present: Supervisors Elsbernd, Peskin

11. 070411 [Requiring the City to give public notice of the termination or expiration of a lease from the School District to the City, when the City has used the leased property in a manner directly serving the public]

Supervisor Mirkarimi

Ordinance amending the San Francisco Administrative Code by adding Section 23.28, to require the City to give public notice of the termination or expiration of a lease of property from the San Francisco Unified School District to the City, when the City has used the property under the lease in a manner directly serving the public.

6/19/2007, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Present: Supervisors Ammiano, Elsbernd, Peskin

12. 070084 **[Shelter Monitoring Committee]**
Supervisors Mirkarimi, Ammiano
Ordinance amending sections 20.302, 20.303, 20.304, and 20.312 of the San Francisco Administrative Code to: 1) require the Department of Public Health to provide administrative support for the Shelter Monitoring Committee; 2) broaden the purpose of the Shelter Monitoring Committee by authorizing it to assess City policies that affect shelter clients; 3) require Committee members to keep certain information confidential; 4) designate divisions within the Department of Human Services and the Department of Public Health from which Committee members may be appointed; 5) require City departments to respond to reasonable requests for information from the Shelter Monitoring Committee within 15 days, and 6) eliminate the Committee's obligation to prepare annual reports with the Local Homeless Coordinating Board.

4/10/2007, SUBSTITUTED. Supervisor Mirkarimi submitted a substitute ordinance bearing new title.

6/19/2007, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

13. 070631 **[Settlement of Lawsuit - U.S. Airways, Inc.]**
Ordinance authorizing the settlement of the bankruptcy claim filed by the City and County of San Francisco, acting by and through its Airport Commission against US Airways, Inc., for the settlement of the unlitigated bankruptcy claim between the Airport and the execution of future Airport leases with US Airways, Inc. with regard to In re: US Airways, Inc. et al., Debtors, Case No. 04-12819 SSM, United States Bankruptcy Court for the District of Virginia; and authorizing settlement of the lawsuit filed by the City and County of San Francisco, acting by and through its Airport Commission against US Airways, Inc., for payment to the Airport of environmental clean-up costs and agreement of a percentage allocation for future clean-up costs with regard to City and County of San Francisco v. ARCO et al., Case No. C-97-2965 MMC (N.D. Cal)
(City Attorney)

6/19/2007, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

14. 070647 **[Settlement of Lawsuit - Teri Rouse]**
Ordinance authorizing settlement of the lawsuit filed by Teri Rouse against the City and County of San Francisco for $30,000; the lawsuit was filed on November 10, 2005 in San Francisco Superior Court, Case No. 446-497; entitled Teri Rouse, et al., v. City and County of San Francisco, et al.
(City Attorney)

6/19/2007, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

15. 070700 [Settlement of Claim Against Sprint/Nextel]

Ordinance authorizing settlement of a claim by the City and County of San Francisco against the Sprint/Nextel Corporation for funding the planning for reconfiguration of the City's 800 MHz Radio Communications System.
(City Attorney)

6/19/2007, PASSED, ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

16. 070747 [Settlement of Lawsuit - Colonial American Casualty and Surety Company and Competent Builders, Inc.]

Ordinance authorizing settlement of the lawsuit filed by Colonial American Casualty and Surety Company and Competent Builders, Inc., against the City and County of San Francisco, for payment to the City of $450,000; the lawsuit was filed on October 9, 2002 in San Francisco Superior Court, Case No. CGC 02-413272; entitled Division of Labor Standards Enforcement v. Colonial American Casualty and Surety Company, et al; other material terms of said settlement are payment by Competent Builders, Inc., and other parties, to Colonial American Casualty and Surety Company, and full releases among all parties.
(City Attorney)

6/19/2007, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

17. 070766 [Settlement of Lawsuit - Northwest Airlines Corporation, et al.]

Ordinance authorizing the settlement of the bankruptcy claim filed by the City and County of San Francisco, acting by and through its Airport Commission against Northwest Airlines Corporation, for the settlement of the litigated bankruptcy claim between the Airport with regard to In re Northwest Airlines Corporation, et al., Debtors, Case No. 05-17930ALG, United States Bankruptcy Court for the Southern District of New York; and authorizing settlement of the lawsuit filed by the City and County of San Francisco, acting by and through its Airport Commission against Northwest Airlines Corporation, for agreement to pay a percentage allocation of future clean-up costs with regard to City and County of San Francisco v. ARCO et al., Case No. C-97-2965 MMC (N.D. Cal).
(City Attorney)

6/19/2007, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

18. 070767 [Settlement of Lawsuit - Delta Air Lines Inc., et al.]

Ordinance authorizing the settlement of the bankruptcy claim filed by the City and County of San Francisco, acting by and through its Airport Commission against Delta Air Lines, Inc., for the settlement of the litigated bankruptcy claim between the Airport with regard to In re Delta Air Lines Inc., et al., Debtors, Case No. 05-17923PCB, United States Bankruptcy Court for the Southern District of New York; and authorizing settlement of the lawsuit filed by the City and County of San Francisco, acting by and through its Airport Commission against Delta Air Lines, Inc., for agreement to pay a percentage allocation of future clean-up costs with regard to City and County of San Francisco v. ARCO et al., Case No. C-97-2965 MMC (N.D. Cal).
(City Attorney)

6/19/2007, PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

Questions on the Consent Agenda are on final passage, first reading, or adoption, as indicated.

REGULAR AGENDA

UNFINISHED BUSINESS

Recommendations of the Budget and Finance Committee

Present: Supervisors Peskin, Dufty, Mirkarimi, Elsbernd

19. 070770 [Interim Government Funding, Fiscal Year 2007-2008]
Mayor
Interim Annual Appropriation Ordinance appropriating all estimated receipts and all estimated expenditures for the City and County of San Francisco for fiscal year ending June 30, 2008.

6/19/2007, AMENDED. Administrative Provisions were amended. (See File For Details)
6/19/2007, PASSED ON FIRST READING.
Question: Shall this Ordinance be FINALLY PASSED?

20. 070771 [Interim Public Employment, Fiscal Year 2007-2008]
Mayor
Interim Annual Salary Ordinance enumerating positions in the Annual Budget and Appropriation Ordinance for the Fiscal Year ending June 30, 2008, continuing, creating or establishing these positions; enumerating and including therein all positions created by Charter or State law for which compensations are paid from City and County funds and appropriated in the Annual Appropriation Ordinance; authorizing appointments or continuation of appointments thereto; specifying and fixing the compensations and work schedules thereof; and authorizing appointments to temporary positions and fixing compensations therefor.
(Fiscal Impact.)

6/19/2007, PASSED ON FIRST READING.
Question: Shall this Ordinance be FINALLY PASSED?

Recommndations of the Government Audit and Oversight Committee

Present: Supervisors Alioto-Pier, Peskin

21. 070715 [Unrepresented Employees]
Mayor
Ordinance fixing compensation for persons employed by the City and County of San Francisco whose compensations are subject to the provisions of Section A8.409 of the Charter, in job codes not represented by an employee organization, and establishing working schedules and conditions of employment and, methods of payment, effective July 1, 2007.
(Fiscal Impact.)

6/19/2007, PASSED ON FIRST READING.
Question: Shall this Ordinance be FINALLY PASSED?

22. 070720 **[MOU, Amendment No. 1 - Municipal Executives' Association, AFL-CIO]**

Mayor

Ordinance adopting and implementing Amendment #1, the agreement that amends the 2006-2009 Memorandum of Understanding between the City and County of San Francisco and the Municipal Executives' Association, AFL-CIO, relating to Management Training Funds.

6/19/2007. PASSED ON FIRST READING.

Question: Shall this Ordinance be FINALLY PASSED?

NEW BUSINESS

Recommendations of the Budget and Finance Committee

Present: Supervisors Peskin, Dufty, Mirkarimi, Elsbernd

23. 070830 **[Official Advertising - Type 1 consecutive-day official advertising]**
Resolution designating the Examiner and the Chronicle as the official newspaper of the City and County of San Francisco for the category of Type 1 consecutive-day official advertising, from July 1, 2007 through June 30, 2008.
(Office of Contract Administration)

Question: Shall this Resolution be ADOPTED?

24. 070831 **[Official Advertising - Type 2 non-consecutive day official advertising]**
Resolution designating the Examiner and the Chronicle to be the official newspaper of the City and County of San Francisco for the category of Type 2 non-consecutive day official advertising, from July 1, 2007 through June 30, 2008.
(Office of Contract Administration)

Question: Shall this Resolution be ADOPTED?

25. 070832 **[Outreach Advertising - Outreach newspapers]**
Resolution designating El Reportero to be the outreach newspaper of the City and County of San Francisco for the Hispanic community; San Francisco Bay View to be the outreach newspaper of the City and County of San Francisco for the African American community; and, the Asian Week, China Press, World Journal, and Sing Tao to be the outreach newspapers of the City and County of San Francisco for the Chinese Community, to provide outreach advertising services from July 1, 2007 through June 30, 2008. (Office of Contract Administration)

Question: Shall this Resolution be ADOPTED?

26. 070883 **[Outreach Advertising]**
Supervisor Dufty
Resolution designating The Bay Area Reporter and The San Francisco Bay Times to be the outreach newspapers of the City and County of San Francisco for the Lesbian, Gay, Bisexual, Transgender Community, to provide outreach advertising services from July 1, 2007 through June 30, 2008.

Question: Shall this Resolution be ADOPTED?

Present: Supervisors Peskin, Mirkarimi, Elsbernd

27. 070834 **[Proposition J Contract/Certification of Specified Contracted-Out Services Previously Approved]**

Mayor

Resolution concurring with the Controller's certification that services previously approved can be performed by private contractor for a lower cost than similar work performed by City and County employees, for the following services: convention facilities management, central shops security, janitorial and security services (Administrative Services); body removal services (Medical Examiner); budget analyst (Board of Supervisors); security services (Public Works); community services (District Attorney); security services (Human Services Agency); Project S.A.F.E. (Police); and jail food services (Sheriff).

Question: Shall this Resolution be ADOPTED?

Present: Supervisors Peskin, Ammiano, Dufty, Mirkarimi, Elsbernd

28. 070886 **[Proposition J Contract/Certification of specified contracted-out services previously approved for Juvenile Probation]**

Mayor

Resolution concurring with the Controller's certification that services previously approved can be performed by private contractor for a lower cost than similar work performed by City and County employees for shelter and intake services at the Department of Juvenile Probation

Question: Shall this Resolution be ADOPTED?

Recommendations of the City Operations and Neighborhood Services Committee

Present: Supervisors Alioto-Pier, Jew

29. 070452 **[Minor Sidewalk Encroachments - Public right-of-way occupancy assessment fee]**

Supervisor Alioto-Pier

Ordinance amending Public Works Code Section 723.2 to clarify that the public right-of-way occupancy assessment fee for minor sidewalk encroachments applies to specified building permits and to all subsidewalk basements.

Question: Shall this Ordinance be PASSED ON FIRST READING?

30. 070042 **[Liquor License Transfer, 1369 Folsom Street]**

Resolution determining that the transfer of a Type 48 on-sale general public premises license from 289 8th Street to 1369 Folsom Street (District 6) to John Gardiner and Joseph Banks for the Hole in the Wall Saloon will will serve the public convenience and necessity of the people of the City and County of San Francisco, in accordance with Section 23958.4 of the California Business and Professions Code, with conditions.

Question: Shall this Resolution be ADOPTED?

Recommendations of the Land Use and Economic Development Committee

Present: Supervisors Maxwell, Sandoval, McGoldrick

31. 061537 **[Repeal of Planning Commission alternative review process]**
Supervisor Peskin
Ordinance amending Planning Code Section 306 and Administrative Code Sections 2A.53 and 31.04 to repeal provisions that are void by their own terms and concern an alternative review process if the Planning Commission were unable to meet because a majority of its members has not been nominated, approved, and sworn in to office.

Question: Shall this Ordinance be PASSED ON FIRST READING?

32. 070628 **[Describing the Limits on the Redevelopment Agency's Use of Eminent Domain to Acquire Real Property in Existing Redevelopment Plan Project Areas]**
Mayor, Supervisor Peskin
Ordinance describing the limits in existing redevelopment plans on acquisition of real property by the Redevelopment Agency of the City and County of San Francisco through the use of eminent domain, in compliance with a new requirement of the California Community Redevelopment Law.

Question: Shall this Ordinance be PASSED ON FIRST READING?

33. 070681 **[Zoning - Pacific Avenue Individual Area Neighborhood Commercial District]**
Supervisor Peskin
Ordinance adding Planning Code Sections 732 et seq. to establish the Pacific Avenue Individual Area Neighborhood Commercial District, as specifically defined herein and generally encompassing the length of Pacific Avenue from Polk Street to Taylor Street; deleting Section 236, the Garment Shop Special Use District; amending the City's Zoning Map Sectional Maps 1, 1H, 2, and 2H to reflect the boundaries of the Pacific Avenue Neighborhood Commercial District, other associated zoning changes, and related changes to height and bulk districts and amending Zoning Map Sectional Map 1 SU to delete the Garment Shop Special Use District; and making environmental findings and findings of consistency with the General Plan and priority policies of Planning Code Section 101.1.

Question: Shall this Ordinance be PASSED ON FIRST READING?

34. 070764 **[Changing Official Sidewalk Width - Jessie Street]**
Ordinance amending Ordinance No. 1061 entitled "Regulating the Width of Sidewalks" by adding thereto Section 1574 to change the official sidewalk width on the northerly side of Jessie Street westerly of Ecker Street; making environmental findings and findings pursuant to the General Plan and Planning Code Section 101.1; and requiring relocation, modifications, or both of facilities affected by the sidewalk width change.
(Public Works Department)

Question: Shall this Ordinance be PASSED ON FIRST READING?

Recommendations of the Rules Committee

Present Supervisors Ammiano, Elsbernd, Peskin

(Pursuant to the provision of Rule 2.28.7 of the Board's Rules of Order, at least six days must intervene between the first appearance of a proposed Charter amendment before the Board as a referral from committee and any Board order of submission to the electorate. In accordance therewith consideration of the following proposed Charter amendments appropriately may be continued at least one week.)

35. 070270 **[Charter Amendment - Limiting hold-over service by members of City boards and commissions]**
Supervisors McGoldrick, Ammiano
Charter amendment (First Draft) to add Section 4.101.5 to limit hold-over service by members of City boards and commissions whose terms have expired.

Question: Shall this Charter Amendment be SUBMITTED?

36. 070677 **[Requiring the Mayor or four or more members of the Board of Supervisors proposing to submit an initiative to the voters to submit the measure to the Board of Supervisors first for public hearing]**
Supervisors Elsbernd, Peskin, McGoldrick, Alioto-Pier, Maxwell
Charter amendment (First Draft) to amend Sections 2.113 and 3.100 to require the Mayor or four or more members of the Board of Supervisors proposing to submit an initiative to the voters to submit the measure to the Board of Supervisors first for a public hearing.

Question: Shall this Charter Amendment be SUBMITTED?

SPECIAL ORDER 3:30 P.M - Recognition of Commendations

SPECIAL ORDER 4:00 P.M.

APPEAL PROCEDURES
Board Rule 4.29 provides that public hearings on appeals shall be scheduled for 4pm. If more than one public hearing is scheduled, then the Clerk, in consultation with the President, may determine the order in which the appeals will be scheduled. Second and later appeals may be scheduled at specified times later than 4 pm. An appeal shall not be heard prior to its scheduled time on the calendar, and it may not be called until the Board's consideration of appeals scheduled earlier on the calendar is completed. It is the policy of the Clerk of the Board to schedule multiple appeals in the following order at 4pm:

1. *Appeals where all parties have agreed to request a continuance or a tabling of the appeal.*
2. *Continued appeals from previous Board meetings (continued appeals will be listed in order of those closest to deadlines for Board decision).*
3. *Appeals appearing on the calendar for the first time, in chronological order of receipt by the Clerk.*
4. *Multiple appeals appearing on the calendar may be staggered at times specific, beginning at 4pm.*
5. *Appeals involving participants who have ADA considerations may be set for specific times beginning at 4pm.*

37. 070694 [Public Hearing - Appeal of Determination of Exemption from Environmental Review for 2462 - 27th Avenue]

Hearing of persons interested in or objecting to the decision of the Planning Department's determination that a project at 2462 - 27th Avenue (Building Permit Application No. 2005.10.14.5610, Case No. 2006.0378D) is exempt from environmental review under the California Environmental Quality Act (CEQA). The proposal would remove the bedroom at the rear of the building and construct a three-story horizontal addition at the rear of the building and a one-story vertical addition. The vertical addition would set back 11' from the front building wall and measure 53' in depth. There will be a new roof deck built into the roof within the 11' front setback area on a single family dwelling, located in a RH-1 (Residential, House, One-Family) District and a 40-X Height and Bulk District (Assessor's Block 2399, Lot 026).
(Appellant: Stephen M. Williams)
(Filed May 15, 2007; companion measure to 070695, 070696, 070697; District 4.)

Action:_____

Pursuant to Government Code Section 65009, the following notice is hereby given: if you challenge, in court, the categorical exemption from environmental review described above, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the Board of Supervisors at, or prior to, the public hearing.

(Only one of the following two motions should be adopted.)

38. 070695 **[Affirming the categorical exemption issued for 2462-27th Avenue]**
Motion affirming the determination by the Planning Department that the 2462-27th Avenue project is categorically exempt from environmental review under the California Environmental Quality Act.
(Clerk of the Board)

Question: Shall this Motion be APPROVED?

39. 070696 **[Disapproving the categorical exemption issued for 2462-27th Avenue]**
Motion disapproving the determination by the Planning Department that the 2462-27th Avenue project is categorically exempt from environmental review under the California Environmental Quality Act.
(Clerk of the Board)

Question: Shall this Motion be APPROVED?

40. 070697 **[Preparation of findings related to the 2462-27th Avenue project]**
Motion directing the Clerk of the Board to prepare findings related to the appeal of the determination by the Planning Department that the project at 2462-27th Avenue is exempt from environmental review under the California Environmental Quality Act.
(Clerk of the Board)

Question: Shall this Motion be APPROVED?

SPECIAL ORDER 4:30

41. **070708** **[Public Hearing - Appeal of Final Mitigated Negative Declaration - 3400 Cesar Chavez Street]**
Hearing of persons interested in or objecting to the decision of the Planning Department adopted and issued on April 19, 2007, approving a Final Mitigated Negative Declaration (File No. 2005.0030E), for the proposed demolition of the existing building and construction of a new four-story building that would house a Walgreens store and up to three other small retail spaces on the ground floor, as well as 60 one-, two-, and three-bedroom owner-occupied residential units above. The building would be about 115,000 gross square feet in size and approximately 50 feet in height. A total of about 97 parking spaces would be provided, with most located in a basement parking garage. The ground-floor retail stores would serve as a podium for a residential courtyard above. Access to the residential and employee parking garage would be from Bartlett Street, while access to surface-level customer parking for the retail stores would be from Cesar Chavez Street. The project site is located within an NC-3 (Moderate Scale Neighborhood Commercial) zoning district and within a 50-X height and bulk district in the Mission neighborhood. (Appellant: Nick Pagoulatos on behalf of the Mission Anti-displacement Coalition.)
(Filed May 22, 2007; companion measure to Files 070709, 070710, 070711, District 9.)

Action:_____

Pursuant to Government Code Section 65009, the following notice is hereby given: if you challenge, in court, the final mitigated negative declaration decision described above, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the Board of Supervisors at, or prior to, the public hearing.

(Only one of the following two motions should be adopted.)

42. **070709** **[Affirming adoption of the mitigated negative declaration for the 3400 Cesar Chavez Street Project]**
Motion affirming Planning Commission adoption of the final mitigated negative declaration for the 3400 Cesar Chavez Street Project.

Question: Shall this Motion be APPROVED?

43. **070710** **[Reversing adoption of the mitigated negative declaration for the 3400 Cesar Chavez Street Project]**
Motion reversing the Planning Commission adoption of the final mitigated negative declaration for the 3400 Cesar Chavez Street Project.

Question: Shall this Motion be APPROVED?

44. **070711** **[Preparation of findings to reverse adoption of the mitigated negative declaration for 3400 Cesar Chavez Street]**
Motion directing the Clerk of the Board to prepare findings reversing the Planning Commission adoption of the final mitigated negative declaration for the 3400 Cesar Chavez Street Project.

Question: Shall this Motion be APPROVED?

COMMITTEE REPORTS

Reports from committees, if any, recommending emergency or urgent measures.

The following item will be considered by the Public Safety Committee at a Special Meeting on Tuesday, June 26, 2007 at 10:00 a.m. The chair intends to request the Committee to send the following item to the Board as a committee reort on Tuesday, June 26, 2007.

45. 070721 **[MOU, San Francisco Police Officers' Association (SFPOA)]**

Mayor

Ordinance adopting and implementing the Memorandum of Understanding between the City and County of San Francisco and the San Francisco Police Officers' Association (SFPOA), to be effective July 1, 2007 through June 30, 2011.

(Fiscal Impact.)

6/19/2007, REFERRED to Public Safety Committee.

Question: Shall this Ordinance be PASSED ON FIRST READING?

46. ROLL CALL FOR INTRODUCTIONS

Roll call for introduction of ordinances, resolutions, charter amendments, requests for hearings, letters of inquiry, letters of request to the City Attorney and Board Members' reports on their regional body activities.

47. PUBLIC COMMENT

An opportunity for members of the public to directly address the Board on items of interest to the public that are within the subject matter jurisdiction of the Board, including items being considered today which have not been considered by a Board committee and excluding items which have been considered by a Board committee. Members of the public may address the Board for up to three minutes. Each member of the public will be allotted the same number of minutes to speak, except that public speakers using translation assistance will be allowed to testify for twice the amount of the public testimony time limit. If simultaneous translation services are used, speakers will be governed by the public testimony time limit applied to speakers not requesting translation assistance. The President or the Board may limit the total testimony to 30 minutes.

Members of the public who want a document placed on the overhead for display should clearly state such and subsequently remove the document when they want the screen to return to live coverage of the meeting.

FOR ADOPTION WITHOUT COMMITTEE REFERENCE

These measures are introduced for adoption without committee reference. A unanimous vote is required for adoption of a resolution today. Any Supervisor may require any resolution to go to committee.

Items 48 through 55

48. **070892** **[Directing City Staff to report on actions to restrict Bisphenol-A in children's products]**

Supervisor Alioto-Pier

Resolution directing San Francisco's Department of Health and Department of the Environment to submit a report with recommendations on potential actions that can be adopted to address risks to public health from exposure to Bisphenol-A and to base that report on the findings of a National Institute of Health review panel along with the concerns of representatives of the scientific and children's health communities.

6/12/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

6/19/2007, CONTINUED. Continued to June 26, 2007.

Question: Shall this Resolution be ADOPTED?

49. **070914** **[Accept and Expend State Grant - Department of the Environment]**

Mayor

Resolution authorizing the Department of the Environment to accept and expend a grant in the amount of $90,000 from the California Department of Toxics Substances for the purpose of collaborating with California Green Business Network members to develop a regional, web-based database that will help Green Business Programs manage and track data.

6/19/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

50. **070930** **[Requesting the San Francisco Housing Authority apply for federal grants, seek waiver of property taxes due the City, report the physical conditions of rental properties and status of resolving SFHA's "Troubled" status designation]**

Supervisor Mirkarimi

Resolution requesting the San Francisco Housing Authority to: apply for federal Hope IV funding; seek Board approval of Payment in Lieu of Taxes; Provide copies of any HUD proposed MOU regarding resolution of Troubled status; provide copies and status of property management proposal for Hunter's Point redevelopment area projects; provide a physical inspection report of SFHA Properties and inform residents living in substandard housing of their rights to demand improvements.

6/19/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

51. 070931 **[Seeking a permanent halt to the Blue Angels air show over San Francisco]**

Supervisor Daly

Resolution seeking a permanent halt to the annual Blue Angels air show over the City of San Francisco.

6/19/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING

Question: Shall this Resolution be ADOPTED?

52. 070932 **[Trevor Hailey Plaque]**

Supervisors Dufty, Ammiano

Resolution honoring the unparalleled contributions of Trevor Hailey and recognizing Trevor as the Castro's original unofficial historian through the installation of a plaque at the Castro MUNI station honoring Trevor Hailey and all of her contributions to San Francisco and the Castro neighborhood.

6/19/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

53. 070933 **[Declaring intent of the City and County of San Francisco with regard to pending legislation amending the Medical Cannabis Act of 2005]**

Supervisor Alioto-Pier

Resolution declaring the intent of the City and County of San Francisco not to take enforcement action against those medical cannabis dispensaries that have properly applied for the necessary permits before July 1, 2007, while current legislation is pending.

6/19/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

54. 070934 **[Supporting funding for the Central Subway]**

Supervisor Peskin

Resolution supporting the pending action by the Metropolitan Transportation Commission to direct $100 million in state infrastructure bond funding and efforts by San Francisco's Congressional Delegation to secure $15 million in Fiscal Year 2008 Federal New Starts funding for the Central Subway project.

6/19/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

55. 070935 **[Supporting the Lorraine Hansberry Theatre]**

Supervisors Peskin, Dufty, Mirkarimi, Sandoval

Resolution supporting the Lorraine Hansberry and its contributions to the cultural life of San Francisco and its Theater District.

6/19/2007, REFERRED FOR ADOPTION WITHOUT COMMITTEE REFERENCE AGENDA AT THE NEXT BOARD MEETING.

Question: Shall this Resolution be ADOPTED?

*Questions on the For Adoption Without Committee Reference Agenda:*_____

56. IMPERATIVE AGENDA

Resolution(s), if any, to be adopted within limits imposed by the Sunshine Ordinance and the Ralph M. Brown Act, introduced today, not on the printed agenda. For such resolutions to be considered, the Board must first adopt the Serious Injury Finding or the Purely Commendatory Finding and the Brown Act Finding. Each motion requires 8 votes or a unanimous 6 or 7. A unanimous vote is required for the resolution(s).

[Serious Injury Finding]
Motion that the Board find that for the resolution(s) being considered at this time "the need to take action is so imperative as to threaten serious injury to the public interest if action is deferred to a later meeting."

[Purely Commendatory Finding]
Motion that the Board find that the resolution(s) being considered at this time are purely commendatory.

[Brown Act Finding]
Motion that the Board find by roll call vote that for the resolutions being considered at this time there is a need to take immediate action and the need to take action came to the attention of the City and County of San Francisco after the agenda was posted.

OFF-AGENDA LEGISLATION

PROPOSED ORDINANCES

Proposed ordinances received from June 12, 2007 through June 18, 2007 for reference by the President to appropriate committee on June 26, 2007.

070901 **[Contracting Process for San Francisco General Hospital Rebuild Project]**
Ordinance authorizing the Director of Public Works to issue a Request for Proposals for the services of a Construction Manager/General Contractor for the San Francisco General Hospital Rebuild Program and to award a contract for such services based on the best qualifications and fee. This ordinance further authorizes the Director to negotiate and obtain prices from certain core subcontractors and to allow them to become subcontractors to the CM/GC, provided said prices are validated by City-retained cost estimators.
(Public Works Department)

6/15/2007, RECEIVED AND ASSIGNED to City Operations and Neighborhood Services Committee.

070904 **[Permits for communications companies and equipment]**
Ordinance amending Chapter 11, Article 1 of the San Francisco Administrative Code by amending sections 11.1 and 11.9 to authorize state video franchise holders and personal wireless service carriers to obtain utility conditions permits, requiring persons installing personal wireless service facilities in the public rights-of-way to obtain personal wireless service facilities site permits, imposing fees for personal wireless service facilities site permits, and making environmental findings.
(Public Works Department)

6/18/2007, ASSIGNED UNDER 30 DAY RULE to Land Use and Economic Development Committee, expires on 7/18/2007.

PROPOSED RESOLUTIONS

Proposed resolutions received from June 12, 2007 through June 18, 2007 for reference by the President to appropriate committee on June 26, 2007.

070902 **[Master Agreements for Federal and State transportation funds]**
Resolution authorizing the Director of Public Works or his or her designee to execute Master Agreements between the City and County of San Francisco, through its Department of Public Works, and the California Department of Transportation.
(Public Works Department)

6/15/2007, RECEIVED AND ASSIGNED to Budget and Finance Committee.

PROPOSED MOTIONS

None.

070936 **[Petition and Communications]**

Petitions and Communications received from June 12, 2007 through June 18, 2007 for reference by the President to June 26, 2007.

From Coalition for San Francisco Neighborhoods, submitting support for appeals of Planning Commission certification of the Environmental Impact Report for the Market and Octavia Area Plan. File No. 070560, Copy: Each Supervisor (1)

From San Francisco Public Utilities Commission, submitting an amended resolution adopting schedules of rates, fee and charges. Copy: Each Supervisor (2)

From concerned citizens, submitting opposition to Supervisor Daly's proposal to ban the Blue Angels air show during Fleet Week. 40 letters (3)

From concerned citizens, submitting support for Supervisor Daly's proposal to ban the Blue Angels air show during Fleet Week. 2 letters (4)

From concerned citizens, urging the Board to find a humane method of dealing with the African clawed frogs in Golden Gate Park's lily pond. Over 100 letters (5)

From Jon Kozone, commenting on the proposed ban on feeding San Francisco's wild parakeets. (6)

From various City Departments, submitting list of sole source contracts entered into during fiscal year 2006-2007: (7)
San Francisco Public Utilities Commission
Ethics Commission
Recreation and Park Department

From Ethics Commission, regarding an amendment to Section 3.234 of the Campaign and Governmental Conduct Code proposed by Supervisor Peskin. (8)

From Breast Cancer Fund, submitting support for the Earthlink Wi-Fi Determination of Categorical Exemption appeal. File 070077, Copy: Budget & Finance Committee Members (9)

From concerned citizens, submitting opposition to budget cuts proposed by the Mayor and Supervisor Daly. File 070844, 35 letters (10)

From concerned citizens, submitting support for Mayor Newsom's budget proposal. 3 letters (11)

From Office of the Controller, regarding Charter amendment limiting hold-over service by members of City boards and commissions. (12)

From Steven Irish, commenting on contaminated soil beneath Wharf J10 in Fisherman's Wharf. (13)

From Supervisor Daly, responding to constituent regarding an alleged dispute between the Mayor and the Board of Supervisors. (14)

From Be Green Packaging, commenting on environmentally friendly supermarket bags. (15)

From Bryan Robarge, regarding street paving/slurry sealing on 14th Avenue between Anza and Balboa in District 1. Copy: Supervisor McGoldrick (16)

From Christian Holmer, regarding a CPRA/Sunshine Ordinance request reminder for the District Attorney's office. (17)

From Kimo Crossman, regarding Sunshine Ordinance ten day rule requirement. 2 letters (18)

From Office of the City Attorney, submitting copy of letter sent to Supervisor Ed Jew's attorney regarding request for documents and interview to determine residency in District 4. (19)

From Kimo Crossman, commenting on public testimony on agenda items. (20)

From Epiphany Center, submitting two (2) documents to be recorded for public testimony at the Beilenson budget hearing scheduled June 19, 2007. File 070805, Copy: Each Supervisor (21)

From Michelle Kietter, urging the Board to restore funding for the Harm Reduction Coalition's Drug Overdose Prevention & Education (DOPE) project in the amount of $75,000. (22)

From Dr. Ahimsa Porter Sumchai, regarding BAAQMD Hunters Point air monitoring results. (23)

From Department of Public Health, regarding BAAQMD asbestos data. (24)

From concerned citizens, commenting on taxicab companies. File 070863, Copy: Each Supervisor (25)

From Lynn MonSanto, commenting on how much cleaner the streets are near the West Portal Library and MUNI station. (26)

From RM Botello, commenting on banning cigarette smoking in San Francisco. (27)

From Marc Frank, submitting opposition to gun free zones. Copy: Each Supervisor (28)

From concerned citizens, submitting opposition to the proposed amendment to the San Francisco Police Code regarding firearms. File 070683, 3 letters, Copy: Each Supervisor (29)

From Michael Rodevich, Ph.D., commenting on the Government Audit and Oversight's June 11, 2007 agenda item regarding Clinical and Research Psychologists employed by San Francisco. File 070716 (30)

From Upper Noe Valley Neighbors, regarding 3400 Cesar Chavez Street. Copy: Each Supervisor (31)

From Mission Anti-Displacement Coalition, regarding a request to continue to July 17, 2007 the 3400 Cesar Chavez Street Negative Declaration appeal hearing. File 070708, Copy: Each Supervisor, City Attorney (32)

From Donna Hernandez, commenting on various issues regarding Supervisor Jew. (33)

From Count Gramalkin, commenting on guns on county property. (34)

From Office of the Controller, submitting notice that the design phase of the Hamilton Playground Recreation Center and Pool renovation project was completed by May 15, 2007. File 070135 (35)

From Rob Bregoff, commenting on various issues regarding Mayor Newsom not attending Board meetings. (36)

From Department of Public Works, regarding status on removing general advertising signs in various locations in District 1. (Reference 20070424-004) Copy: Supervisor McGoldrick (37)

From Francisco Da Costa, commenting on various issues and concerns with Lennar Corporation BVHP LLC. 2 letters (38)

From concerned citizens, submitting opposition to the proposed gun offender registry. File 070689, Copy: Each Supervisor, 6 letters (39)

From Dr. Ahimsa Porter Sumchai, submitting budget recommendations for fiscal year 2007-2008 and recommendation that a pilot public power program be implemented. (40)

From Dr. Ahimsa Porter Sumchai, regarding air monitoring data from the five stations at the Parcel A Lennar Corporation construction site at the Bayview Hunters Point Shipyard. 2 letters (41)

From Christian Holmer, regarding an immediate disclosure request from various City departments. (42)

From Christian Holmer, regarding Sunshine Ordinance request logs submitted to the Office of the Controller for the month of May 2007 through June 15, 2007. (43)

From Christian Holmer, regarding an immediate disclosure request from the District Attorney's office. 2 letters (44)

From concerned citizen, commenting on an incident that occurred when taking an exam for licensure as a psychologist. Copy: Supervisor Dufty (45)

From concerned citizens, commenting on various issues regarding Supervisor Jew. 4 letters (46)

From Bruce Coffman, commenting on various issues and concerns regarding drug activity occurring in the Tenderloin neighborhood. Copy: Supervisor Daly (47)

From concerned citizen, commenting on the removal of Supervisor Daly from the Budget and Finance Committee. Copy: Supervisor Daly (48)

From Stephen Douglas, commenting on homeless outreach in District 6. Copy: Supervisor Daly (49)

From Department of Health/Homeless Outreach Team, submitting response to constituent regarding homeless outreach conducted in District 6. Copy: Supervisor Daly (50)

From James Chaffee, commenting on using graphics during public comment. (51)

From Kimo Crossman, regarding a public records lawsuit. (52)

From Kimo Crossman, regarding a Sunshine Ordinance complaint and Task Force Order(s) of Determination. (53)

From Office of the Controller, regarding status on a comparative review of transgender services in San Francisco. (Reference 20070515-003) (54)

From Brittnie Applon, commenting on the City's preparedness for the next major earthquake. (55)

From Russian Hill Community Association, submitting request for a continuance to July 24, 2007 for the 1135-1139 Green Street CEQA appeal hearing. File 070789 (56)

From Ethics Commission, submitting opposition to Assembly Bill 1430. Copy: Each Supervisor (57)

From Keith Oliver, regarding a proposal for an alternative to the current Fleet Week festivities in San Francisco. Copy: Supervisor Daly (58)

From Patrick McInroy, submitting copy of letter to the SF Examiner regarding aircraft forbidden to fly over the city of Paris, France. 2 letters (59)

From Mary Rose Cassa, urging the Board to support funding for the Recreation and Parks in the 2007-2008 budget. File 070775 (60)

070937 [Petition and Communications]
Petitions and Communications received from June 12, 2007 through June 18, 2007 for reference by the President to June 26, 2007. (Part 2)

From Stephen M. Williams, regarding the San Francisco Preservation Consortium Appeal of the Market and Octavia Neighborhood Plan EIR. File 070560, Copy: Each Supervisor (61)

From BJ Sullivan, commenting on service delays with MUNI's N-Judah line. Copy: Mayor (62)

From Abayomi Jones, commenting on various issues regarding the murder rate in San Francisco. (63)

From concerned citizens, submitting support for the proposed Wi-Fi agreement with Google and Earthlink. File 070077, 2 letters (64)

From Ajila Hart, urging the Board to review research done on the health effects of wireless technology before making a decision on the proposed Wi-Fi agreement. File 070077, Copy: Each Supervisor (65)

From Erick Arguello, urging the Board to support our parks by ensuring they stay clean and safe for children. (66)

ADJOURNMENT

Legislation Pending Under the "30 Day Rule"

These items may not be heard by Committee until the date in the right hand column.

As Revised June 21, 2007

Rule 5.40 provides that when an ordinance or resolution is introduced which would create or revise major city policy, the committee to which the legislation is assigned shall not consider the legislation until at least thirty days after the date of introduction. The provisions of this rule shall not apply to the routine operations of the departments of the City or when a legal time limit controls the hearing timing. In general the rule shall not apply to hearings to consider subject matter when no legislation has been presented, nor shall the rule apply to resolutions which simply urge action to be taken.

Ordinance amending the San Francisco Building Code by adding Chapter 13C to require new or added construction over 20,000 square feet to comply with the Leadership in Energy and Environmental Design (LEED) Gold rating or an equivalent green building standard except for City projects, which are covered by Chapter 7 of the San Francisco Environment Code, to authorize the Director of Building Inspection to grant an exemption from some of the requirements on the grounds of hardship or infeasibility, to require the Director to grant an exemption if compliance would compromise the historical integrity of an historic structure, and to encourage projects not within the scope of the ordinance to incorporate as many green building standards into their construction as is feasible; adopting findings, including environmental findings and findings required by California Health & Safety Code Section 17958.5.	070925	Land Use and Economic Development Committee	Peskin	06/19/07	07/19/07
Ordinance amending the San Francisco Administrative Code by amending Sections 12P.2, 12P.3, 12P.4, 12P.5, 12P.6, 12P.7 and 12P.8, and by adding Sections 12P.5.1, 12P.6.1 and 12P.6.2, to	070921	Budget and Finance Committee	Ammiano	6/19/07	7/19/07

amend the Minimum Compensation Ordinance by making both substantive and clarifying changes with respect to: the obligations imposed on Contractors, notification, investigation, auditing, inspection, enforcement and settlement procedures; the withholding of contract payments; provisions relating to waivers; certain definitions, including the definition of Covered Employees; an increase in the hourly wage rate for all employees; the assessment of liquidated damages; and the process for determining whether a Contractor has violated the Ordinance and for the administrative appeal of such determinations.					
Ordinance amending the SF Planning Code by amending Section 121.2 to move Polk St. from a 3,000 square foot lot size limit to a 2,000 square foot lot size limit and by amending Section 723 to provide that commercial and institutional uses in the Polk St. Neighborhood Commercial District are permitted up to 1,999 square feet and allowed as a conditional use for 2,000 square feet and above, etc.	070851	Land Use and Economic Development Committee	Peskin	6/5/07	7/5/07

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